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Monday, July 2, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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July - December

1990

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, July 2, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Noted absent at first roll call:

Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

Quorum present.

Supervisor Hongisto was noted present at 2:20 p.m.

Supervisor Hsieh was noted present at 2:28 p.m.

Supervisor Kennedy was noted present at 2:19 p.m.

Supervisor Walker was noted present at 2:16 p.m.

Supervisor Ward was noted present at 2:17 p.m.

Presentation of Guests

President Britt introduced and welcomed a group of visitors from Massachusetts who are were for an International Conference for Barbershop Quartet Singers and who came forward and sang.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Gonzalez, moved that the Journal of Proceedings for Tuesday, February 20, 1990, be approved.

Monday, July 2, 1990

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Prop J Contract]

Resolution concurring with the Controller's certification that convention facilities management operation and maintenance services can be practically performed at Brooks Hall, Civic Auditorium and Moscone Center by private contractor for lower cost than similar work services performed by the City and County employees. (Chief Administrative Officer)

File 25-90-16, Resolution No. 520-90

Adopted.

[Prop J Contract]

Resolution concurring with the Controller's certification that children's day treatment services can be practically performed for the Department of Public Health, Division of Mental Health, Substance Abuse, and Forensic Services by private contractor for a lower cost than similar work services performed by the City and County employees. (Department of Public Health)

File 25-90-17, Resolution No. 521-90

Adopted.

[Prop J Contracting Out City Services]

Resolution concurring with the Controller's certification that security services at the San Francisco Zoo can be practically performed by private contractor for lower cost than similar work services performed by the City and County employees. (Recreation and Park Department)

File 25-90-18, Resolution No. 522-90

Adopted.

[Lease of Property]

Resolution authorizing a new lease of real property at 1815 Egbert

Monday, July 2, 1990

Street for the Police Department for space for Narcotics Enforcement Task Force. (Real Estate Department)

File 64-90-14, Resolution No. 524-90

Adopted.

[Lease of Property]

Resolution authorizing extension of two certain existing leases of real property at 25 Van Ness Avenue, Suites 650 and 400, for office space for the Commission on the Aging and the Real Estate Department. (Real Estate Department)

File 64-90-15, Resolution No. 525-90

Adopted.

[Lease of Property]

Resolution authorizing the extension of four existing leases of real property for the Public Utilities Commission. (Real Estate Department)

File 64-90-17, Resolution No. 527-90

(23rd Street and Illinois Street;
555 California Street;
414 Mason Street, Room 502;
414 Mason Street, Rooms 200 (portion), 501 and 603.)

Adopted.

[Lease of Property]

Resolution authorizing extension of two certain existing leases of real property for the Public Utilities Commission. (Real Estate Department)

File 64-90-18, Resolution No. 528-90

(Station E - 19th and Lexington Streets;
Station J - 222 Leidesdorff Street.)

Adopted.

[Lease of Property]

Resolution authorizing extension of three certain existing leases of real property for the Police Department's Senior Escort Programs. (Real Estate Department)

File 64-90-21, Resolution No. 530-90

Monday, July 2, 1990

(1049 Market Street, Suite 607;
948 Pacific Avenue;
1220 Fillmore Street.)

Adopted.

[Lease of Property]

Resolution authorizing extension of lease of real property at 1212 Market Street, portion of 1st floor for the Controller's Office of Information Services Division (ISD) education center. (Real Estate Department)

File 64-90-22, Resolution No. 531-90

Adopted.

[Lease of Property]

Resolution authorizing extension of an existing lease of real property at 646 Van Ness Avenue for use by the Civil Service Commission. (Real Estate Department)

File 64-90-23, Resolution No. 532-90

Adopted.

[License for Use of Property]

Resolution authorizing renewal of a license from the Department of the Navy for use of real property at the Hunters Point Annex, Building 128, for use by the Police Department. (Real Estate Department)

File 64-90-24, Resolution No. 533-90

Adopted.

[Lease of Property]

Resolution authorizing lease of real property at 25 Van Ness Avenue, Suite 410, 880 and 888 for the Department of Parking and Traffic. (Real Estate Department)

File 64-90-25, Resolution No. 534-90

Adopted.

[Extension of Lease]

Resolution authorizing extension of lease of real property at 100 McAllister Street, Rooms 404, 405, 406 and 409 for Offices of the Public Utilities Commission. (Real Estate Department)

Monday, July 2, 1990

File 64-90-26, Resolution No. 535-90

Adopted.

Recommendation of City Services Committee

Finally Passed

[Disaster Register]

Ordinance amending Health Code, to require the establishment of a registry for senior and disabled persons who wish to be contacted in the event of a disaster. (Supervisors Nelder, Alioto)

File 118-90-4, Ordinance No. 259-90

(Adds Section 266.)

Finally passed.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Edward John Glenn against Graham Lorenzo, City and County, et al., by payment of \$7,000. (City Attorney)

File 45-90-18, Ordinance No.

(Superior Court No. 900-265.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Jerome Pittman against City and County by payment of \$150,000. (City Attorney)

File 45-90-28, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Anthony Horn against City and County by payment of \$11,000. (City Attorney)

File 45-90-32, Ordinance No.

Monday, July 2, 1990

(U.S.A. v. C.C.S.F., et al.; Davis, et al v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Antoinette M. Williams against Sussie Y. San Woo, et al, upon receipt of the sum of \$12,400.25 and compromise and release executed by Antoinette M. Williams and dismissal of complaint. (City Attorney)

File 46-90-10, Ordinance No.

(Superior Court No. 889-954.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Edward J. Chow, et al., against James Lee and Angie Lee, et al., upon receipt of the sum of \$12,500 and dismissal of complaint in intervention. (City Attorney)

File 46-90-11, Ordinance No.

(Superior Court No. 875-944.)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Rheinhardt J. Kamplin against City and County, Department of Public Works, et al., by payment of \$10,000. (City Attorney)

File 48-90-15, Ordinance No.

(Superior Court No. 891-049.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Hockersmith against City and County in accordance with settlement agreement. (City Attorney).

File 45-90-34, Ordinance No.

(Superior Court No. 893-542.)

Passed for second reading.

Monday, July 2, 1990

Adopted

[Settlement of Claim]

Resolution authorizing settlement of the unlitigated claim of Hartford Insurance Company; insured; Andrew McChesney in the sum of \$7,045. (City Attorney)

File 48-90-17, Resolution No. 523-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Consideration of Mayor's Disapproval

Rereferred to Committee

[Prevailing Wages]

Ordinance amending Administrative Code, requiring all contractors for health care services to pay prevailing wages to persons providing support services, adopting definitions, setting procedure for determining prevailing wage rates, binding subcontractors, requiring records, and setting penalties for non-compliance. (Supervisors Hongisto, Walker, Britt, Hallinan, Nelder, Alioto, Ward, Kennedy, Maher, Gonzalez)

File 97-90-26, Ordinance No.

(Adds Sections 6.56 through 6.62.)

(June 11, 1990 - Finally Passed;

June 20, 1990 - Returned to Board by Mayor, disapproved.

June 25, 1990 - Consideration continued to July 2, 1990.)

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to rerefer to Economic and Social Policy Committee.

Motion to rerefer to Committee adopted by the following vote:

Monday, July 2, 1990

Ayes: Supervisors Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 7.

Noes: Supervisors Alioto, Britt, Nelder - 3.

Absent: Supervisor Hsieh - 1.

Recommendation of Finance Committee

Finally Passed

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by the City and County to San Francisco Unified School District, a political subdivision of the State of California, for the Galileo High School site; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 203-90-1, Ordinance No. 260-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

Recommendation of Economic and Social Policy Committee

Adopted

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Supervisor Ward)

File 20-90-9, Resolution No. 517-90

(Tow-Away, No Stopping 3:00 P.M. to 6:00 P.M., Monday Through Friday - Establish

Battery Street, east side, from Market Street to Clay Street;

Tow-Away, No Stopping 4:00 P.M. to 6:00 P.M., Monday Through Friday - Rescind

Tow-Away, No Stopping 3:00 P.M. to 6:00 P.M., Monday Through Friday - Establish

Mission Street, both sides, from Steuart Street to Main Street;
Mission Street, north side, from Beale Street to Fifth Street;
Mission Street, south side, from Beale Street to Fremont Street;
Mission Street, south side, from First Street to Third Street;
First Street, west side, from Market Street to Howard Street;
New Montgomery Street, east side, from Jessie Street to Howard

Street;
New Montgomery Street, west side, from Jessie Street to Howard Street;
Third Street, east side, from Market Street to Howard Street;
Third Street, west side, from Market Street to Mission Street;
Beale Street, east side, from Market Street to Mission Street;
Clay Street, south side, from Drumm Street to Sansome Street;
Clay Street, south side, from Montgomery Street to Kearny Street;
Sacramento Street, south side, from Drumm Street to Kearny Street;
California Street, north side, from Kearny Street to Drumm Street;
California Street, south side, from Montgomery Street to Drumm Street;
Pine Street, north side, from Sansome Street to Kearny Street;
Pine Street, south side, from Montgomery Street to Kearny Street;
Bush Street, south side, from Sansome Street to Kearny Street;
Sutter Street, both sides, from Sansome Street to Kearny Street;
Davis Street, east side, from Market Street to Clay Street;
Davis Street, west side, from Sacramento Street to Clay Street;
Front Street, both sides, from Market Street to Pine Street;
Battery Street, west side, from Market Street to Clay Street;
Sansome Street, east side, from Pine Street to Bush Street;
Sansome Street, west side, from Bush Street to Washington Street;
Montgomery Street, west side, from Market Street to Washington Street;
Kearny Street, east side, from California Street to Columbus Ave;
Kearny Street, west side, from Market Street to Columbus Avenue.

Multiple Turn Lanes - Establish

Sixth Street, northbound, at Bryant Street (Right Turn);
Bryant Street, eastbound, at Fifth Street (Left turns into Fifth Street or Freeway On-Ramp as designated by signs and pavement markings.)
Fifth Street, northbound, at Howard Street (Left Turn);
Brannan Street, eastbound, at Fifth Street (Left Turn);
Drumm Street, northbound, at Washington Street (Right Turn, Nos. 3 and 4 Lanes);
Drumm Street, northbound, at Washington Street (Left Turn, Nos. 1 and 2 Lanes).

Left Lane Must Turn Left - Establish

Drumm Street, northbound, at Sacramento Street;
Sixth Street, southbound, at Bryant Street.

Tow-Away, No Stopping Anytime - Establish

Sixth Street, west side, from approximately 40 feet north of Bryant Street to Brannan Street;
Fifth Street, east side, from Howard Street to Minna Street.

One-Way Street - Establish

Fifth Street, between Howard and Bryant Streets - One-way northbound;
Sixth Street, between Howard and Bryant Streets - One-Way southbound;
Drumm Street, between Market and Sacramento Streets - One-Way northbound;
Drumm Street, between Clay and Washington Streets - One-Way

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northbound;
Davis Street, between Clay and Washington Streets - One-Way
southbound.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Parking Garage Lease]

Ordinance authorizing execution of agreement regarding Park and Ride Demonstration Program; to extend the hours for the Golden Gateway Garage by providing for the garage to be open during the following additional days and hours Saturday 12 Midnight - 2 a.m. and 10 a.m. - 12 Midnight; Sunday 12 Midnight - 2 a.m. and 10 a.m. - 10 p.m.; approving and authorizing execution of seventh amendment of Golden Gateway Garage Lease. (Supervisor Walker)

File 47-90-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Termination of Easement]

Ordinance authorizing quitclaim of City-owned air rights easement over Lot 22 Block 326 (156 Ellis Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted

Monday, July 2, 1990

[SB 2153 - Salary Increases]

Resolution supporting SB 2153 adjusting salaries and number of personnel of Superior and Municipal Courts. (Municipal Court)

File 12-90-21, Resolution No. 504-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

[Lease of Property]

Resolution authorizing lease of vacant land (north side of Ahern Way between Harriet and Sixth Streets) from the State of California for use by the Police Department; placing \$22,500 in reserve. (Real Estate Department)

File 64-90-16, Resolution No. 526-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder, Walker - 7.

Absent: Supervisors Hongisto, Kennedy, Maher, Ward - 4.

[Lease of Property]

Resolution authorizing extensions of seven certain existing leases of real property for various City departments. (Real Estate Department)

File 64-90-19, Resolution No. 529-90

(Public Library, 111 Broad Street;
Public Library, 2434 San Bruno Avenue;
Public Library, 45 Leland Avenue;
Department of Electricity, 555 California Street, Bank of America Building, Roof;
Department of Agriculture, 501 Army Street (first floor);
Police Department, Sutro Tower;
Recreation and Park Department, 133 Golden Gate Avenue.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

Monday, July 2, 1990

[Grant - State and Federal Funds]

Resolution authorizing the Executive Director of the Port to apply for, accept, and expend funds from the California Department of Transportation and the Federal Highway Administration for the improvements to the Port's Passenger Ferry Terminal. (Port Commission)

File 144-90-1, Resolution No. 509-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Grant - State]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant of \$385,797 from the State of California, Department of Alcohol and Drug Programs, to provide funds for equipment purchase and start-up program services; providing for ratification of action previously taken. (Supervisor Walker)

File 146-90-44, Resolution No. 508-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

Consideration Continued

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of the following Municipal Improvement, to wit: The construction or reconstruction of a Youth Guidance Center, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose, provided, however, that two million dollars (\$2,000,000) be set aside for the acquisition or reconstruction of group homes in the community, and reconstruction of community based facilities that the estimated cost of seventy-three million eight hundred thousand dollars (\$73,800,000) for said Municipal Improvement is and will be too great to be paid out of the ordinary annual income and revenue of said city and county and will require the incurring of a bonded indebtedness. (City Attorney)

File 170-90-7, Resolution No.

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Supervisor Walker, seconded by Supervisor Gonzalez, moved an amendment of the whole entitled, "Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of the following Municipal Improvement, to wit: The construction or reconstruction of a Youth Guidance Center, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose, provided, however, that two million dollars (\$2,000,000) be set aside for the acquisition and reconstruction of community based facilities, that the estimated cost of seventy-three million eight hundred thousand dollars (\$73,800,000) for said Municipal Improvement is and will be too great to be paid out of the ordinary annual income and revenue of said city and county and will require the incurring of a bonded indebtedness."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

Supervisor Walker, seconded by Supervisor Ward, moved to continue consideration to July 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: jail facilities to be constructed or reconstructed partially from State grants and partially from matching funds from bonds to be issued under this proposition, will provide funds for the foregoing purposes including related acquisition, construction or reconstruction necessary or convenient for the foregoing purpose, that the estimated cost of \$16,500,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income of said City and County and will require an incurring of a bonded indebtedness. (Supervisor Walker presented on behalf of the Sheriff.)

File 170-90-10, Resolution No. 503-90

Monday, July 2, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Inducement]

Resolution declaring the intention of the Board of Supervisors to undertake tax-exempt financing to pay the cost of or to reimburse itself for any capital improvement projects or other expenditures related to the construction or reconstruction of correctional facilities. (Finance Committee)

File 170-90-10.1, Resolution No. 507-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Voter Information Pamphlet]

Ordinance amending Administrative Code, relating to Ballot Arguments appearing in the Voter Information Pamphlet. (Supervisor Hsieh)

File 39-89-5.1, Ordinance No.

(Amends Sections 5.74.3; 5.74.4; 5.74.5; 5.74.6; 5.74.7; 5.79 and 5.80.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 9.

Absent: Supervisors Maher, Ward - 2.

Adopted

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, for 3-year term ending January 31, 1993. (Administration and Oversight Committee)

File 92-89-47, Resolution No. 538-90

(James W. Hawkins, M.D., physician, vice Jean Hayward, M. D., term expired January 31, 1990.)

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 9.

Absent: Supervisors Maher, Ward - 2.

Adopted

[Appointments]

Resolution appointing members to the City-Wide Alcoholism Advisory Board, terms expiring July 1, 1990, for three-year terms ending July 1, 1993. (Administration and Oversight Committee)

File 92-90-15.1, Resolution No. 536-90

(Chester Stern, at large, vice himself;
Michael Hall, at large, vice himself;
Gonzalo Gonzalez, at large, vice himself;
Maryann Fleming, at large, vice Annette Clark.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Peninsula Corridor Study Joint Powers Board, for the two-year term ending June 30, 1992. (Administration and Oversight Committee)

File 92-90-20, Resolution No. 537-90

(Supervisor Tom Hsieh, vice Supervisor Harry G. Britt, term expired June 30, 1990.)

Supervisor Hsieh Excused From Voting

On advice of the City Attorney, Supervisor Hsieh requested to be excused from voting.

Thereupon, Supervisor Hsieh, seconded by Supervisor Maher, moved to excuse Supervisor Hsieh from voting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Ward - 9.

Monday, July 2, 1990

Excused: Supervisor Hsieh - 1.

Absent: Supervisor Walker - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local #38. (Employee Relations Division)

File 93-90-11, Resolution No. 512-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Letter of Understanding]

Resolution ratifying Letter of Understanding with the International Union of Operating Engineers Stationary Local No. 39. (Employee Relations Division)

File 93-90-12, Resolution No. 511-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Municipal Real Property Officers of San Francisco. (Employee Relations Division)

File 93-90-13, Resolution No. 510-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Monday, July 2, 1990

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 6.406, 7.300 and 7.305 providing for a revised method for the authorization and issuance of revenue bonds, including a reallocation of revenues, for the Port Commission of the City and County of San Francisco. (Supervisor Hallinan)

File 226-90-1

Supervisor Ward, seconded by Supervisor Walker, moved to continue consideration to July 9, 1990.

Motion to continued adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From Administration and Oversight Committee
Without Recommendation

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Section 4.105 creating a position of confidential secretary who shall be appointed, and at the pleasure be removed, by the Chief Adult Probation Officer. (Supervisors Hsieh, Alioto, Nelder)

File 225-90-1

Supervisor Walker, seconded by Supervisor Ward, moved to continue consideration to July 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to the proposed vacation of a portion of Eagle Street between Yukon and Mono Streets.

File 164-90-2

(Pursuant to Board of Supervisors Resolution No. 406-90, approved June 6, 1990.)

Monday, July 2, 1990

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

From City Services Committee
Without Recommendation

Passed for Second Reading

[Street Vacation]

Ordinance ordering vacation of a portion of Eagle Street between Yukon and Mono Streets, and adopting findings pursuant to City Planning Code Section 101.1.

File 164-90-2.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Britt - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following:

Melvin Malone
John Klipper
Ace Washington

There being no one else wishing to speak, the Chair declared the Public Comment period closed.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-27, Resolution No. 513-90

(John L. Taylor, Clerk, Board of Supervisors, July 25 - 29; Philip Armour, member, Commission on the Aging July 15 - August 5; Rand Castile, Director, Asian Art Museum June 22 - July 4; Kenneth E. Dowlin, City Librarian, June 22 - June 27; Sharon B. Duvall, member, Airports Commission, June 16 - 23; Peter M. Jamero, Executive Director, Human Rights Commission, June 28 - July 15,

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and July 28 - August 21; Grant S. Mickens, member, Civil Service Commission, June 26 - July 1; Jack Morrison, member, Social Services Commission, June 23 - July 9; A. Lee Munson, member, Civil Service Commission, June 13 - June 19, 1990. Patrick A. Murphy, member, Airports Commission, June 29 - 30; Francesca P. Naify, trustee, War Memorial Board of Trustees, August 29 - September 26; Connie O'Connor, member, Recreation and Park Commission August 29 - September 14; Louise H. Renne, City Attorney, June 30 - July 8; Paul Rosensteil, member, Health Commission, June 20 - 27; Arlo Smith, District Attorney, July 15 - 18, 1990.)

Adopted.

[United States Senate Bill S. 768]

Resolution rescinding Resolution No. 50-90, supporting United States Senate Bill S. 768 (Senator Kennedy) to amend the Public Health Service Act and Fair Labor Standards Act of 1938 to provide basic health benefits for all Americans, and for other purposes. (Supervisor Ward)

File 12-90-5.1, Resolution No. 515-90

Adopted.

[Election Declaration]

Resolution declaring additional results of the Consolidated Primary Election conducted June 5, 1990, in the City and County of San Francisco. (Clerk of the Board)

File 60-90-13.1, Resolution No. 502-90

Adopted.

[July 10, 1990 as Maggie Kuhn Day]

Resolution congratulating Maggie Kuhn on the occasion of her 85th Birthday, commending her and the National Chapter of the Gray Panthers for their outstanding efforts in the fight against ageism, and urging His Honor, the Mayor to declare July 10, 1990 as "Maggie Kuhn Day in San Francisco."

File 4-90-25, Resolution No. 514-90

Supervisor Walker presented on behalf of the entire Board of Supervisors for immediate adoption.

Adopted.

[Governor's Proposed FY 1990-91 Budget]

Resolution urging the Governor to fully restore State funding to Independent Living Centers.

File 12-90-23, Resolution No. 516-90

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Supervisor Hsieh presented for immediate adoption.

Adopted.

[Mayor's Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$150,000 for the temporary rehabilitation of two shelters to accommodate persons displaced by the October 17, 1989 earthquake.

File 270-90-16, Resolution No. 518-90

Supervisor Walker presented, on behalf of the Mayor, for immediate adoption.

Adopted.

[Union Street/Marina Loss Mitigation Program]
Resolution urging the Mayor to include the Union Street and Marina commercial districts in the Business Loss Mitigation Program, including signage and Park and Ride.

File 270-90-17, Resolution No. 519-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Nelder - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Suspension of the Rules

Supervisor Walker, seconded by Supervisor Maher, moved that the time limits prescribed in Rule 5.5 of the Rules of Order be suspended to permit introduction of the following Charter amendments.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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Referred to Committee

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 3.600 and 3.601, to change the name of the Art Commission to Arts Commission, wherever occurring, to increase the number of Arts Commission members appointed by the Mayor and establish terms for new members, to increase quorum requirements, and to conform certain provisions with the Charter. (Supervisor Walker presented.) Referred to Administration & Oversight Committee with request it be considered at the July 10, 1990 meeting.

File 295-89-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.509 regarding retirement benefits for certificated employees of the San Francisco Unified School District. (Supervisor Hallinan presented.) Referred to Administration & Oversight Committee.

File 251-90-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.506-2 and adding Section 8.506-5 to permit the Board of Supervisors to contract with the Public Employees' Retirement System (PERS) for the transfer of the Airport Police to the PERS "2% age 50" plan, regardless of the cost to the City and County. (Supervisor Nelder presented.) Referred to Administration & Oversight Committee with request it be considered at the July 10, 1990 meeting.

File 252-90-1

[Ballot Measure]

Charter amendment (First Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5 and 8.590-6 regarding impartial arbitration of wage and benefit disputes for the Fire Department, Police Department and Airport Police officers. (Supervisor Nelder presented.) Referred to Administration & Oversight Committee with request it be considered at the July 10, 1990 meeting.

File 253-90-1

[Ballot Measure]

Charter amendment (skeletal) relating to the Housing Affordability Fund. (Supervisors Walker, Gonzalez presented.) Referred to Administration and Oversight Committee.

File 254-90-1

[Charitable Solicitation]

Ordinance amending Article 9.6 of the Police Code by amending Sections 660, 660.1, 660.2, 660.3, 660.4 and 660.14, and adding Sections 660.4-1, 660.4-2 and 660.14-1, relating to regulating the

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sales and solicitation activities of charitable organizations.
(Supervisor Walker presented.) Referred to City Services Committee.

File 121-90-3

[Sidewalk Peddlers]

Ordinance amending Article 13 of the Police Code by amending Section 869.3 relating to peddling on the public sidewalks. (Supervisor Walker presented.) Referred to City Services Committee.

File 121-90-4

Referred to Committee

[Public Health - Plan Acceptance]

Resolution accepting and approving the San Francisco Department of Public Health Strategic Plan for Mental Health, Substance Abuse & Forensic Services. (Supervisor Walker presented.) Referred to Economic & Social Policy Committee.

File 30-90-9

[Board of Supervisors - Policy Analysts Positions]

Resolution establishing a sunset provision on the Legislative Policy Analyst positions of the Board of Supervisors. (Supervisor Hongisto presented.) Referred to Administration & Oversight Committee.

File 54-90-3

[Selective Hiring Freeze]

Resolution urging the Mayor to impose a selective hiring freeze with the goal that one-quarter of the general fund miscellaneous and craft positions vacated during FY 1990-91 be held vacant throughout the fiscal year. (Supervisors Hsieh and Kennedy presented.) Referred to Finance Committee.

File 100-90-7

[Grant - State]

Resolution authorizing the Department of Public Health, Central Administration, to apply for and accept a grant of \$3,991,643 from the State Department of Health Services for capital improvements projects under AB 75. (Supervisor Walker presented on behalf of the Public Health Department.) Referred to Finance Committee with request it be considered at the July 18, 1990 meeting.

File 146-90-48

Referred to Board

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[Sister-City - Esteli, Nicaragua]

Resolution urging the Mayor to extend an invitation to the Government and the people of Esteli, Nicaragua to participate with the City and County of San Francisco as its Sister-City, and urging that copies of this Resolution be sent to the Mayor and Council of the City of Esteli, Nicaragua, member of the national assembly, and the embassy of Nicaragua, and urging the Mayor to establish an Esteli Sister-City Committee. (Supervisors Hallinan and Gonzalez presented.) Referred to Board July 9, 1990, Immediate Adoption Calendar.

File 214-90-2

Referred to Committee

[Mission Bay Wetlands]

Resolution urging the Planning Commission to approve a Wetlands Park at Mission Bay. (Supervisor Maher presented.) Referred to Economic & Social Policy Committee.

File 255-90-1

Referred to Board

[Earthquake Emergency Relief Fund]

Resolution approving expenditure of \$350,000 from the Mayor's Earthquake Emergency Relief Fund for services related to preparation of soils studies for areas in the City and County of San Francisco that experienced significant soil movement and damages during the October 17, 1989 earthquake. (Supervisor Walker presented.) Referred to Board July 9, 1990 Immediate Adoption Calendar.

File 270-90-18

Request for Hearings

File 12-90-22, by Supervisor Hsieh: To consider restoring the standard in previous law regarding the number of signatures required to qualify initiative charter amendments in the City and County of San Francisco. Referred to Administration & Oversight Committee with request it be considered at the July 10, 1990 meeting.

File 40-90-11, by Supervisor Kennedy: To consider including the first block of Broderick Street between Waller and Haight Streets in the Residential Permit Parking Area. Referred to Economic & Social Policy Committee.

File 60-90-15, by Supervisor Nelder: To consider Policy Declaration, "Shall the Mayor be permitted to appoint more than two Deputy Mayors at any one time?" Referred to Administration & Oversight Committee.

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File 195-90-3, by Supervisor Kennedy: To consider the alleged intimidation of staff, lack of training for new hires, unethical hiring procedure and other allegations in the OR Project. Referred to City Services Committee.

File 254-90-1, by Supervisors Walker and Gonzalez: To consider submitting an Ordinance to the voters which would amend Section 10.117-50 relating to the Housing Affordability Fund. Referred to Administration & Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Walker, that letter be sent to the Parking Commission inquiring whether they will reconsider their position on the Amnesty Program and report to the Board as soon as possible.

By Supervisor Britt, that Budget Analyst investigate the amount of revenue that can be raised if City employees are charged for parking permits, and provide the following information: (1) How are free permits obtained? (2) How many permits are allotted to each department? (3) Who will pay if a fee is charged? (4) How much can be raised if \$100 per month is charged and/or free muni passes are issued for those currently receiving a free permit?

By Supervisor Kennedy, that City Attorney advise whether legislation may be drafted to have City Planning and Department of Public Works consider CC&Rs with respect to the decision to issue a permit.

By Supervisor Kennedy, that letter be sent to Department of Public Works inquiring when street repaving is planned at 226 Ramsell Street.

By Supervisor Kennedy, that Budget Analyst advise due to the Transfer Tax increase, if people do not sell their homes, how much money is lost to the City?

By Supervisor Kennedy, that letter be sent to the Chief of Police stating concerns raised regarding the dispatch number for the police--553-0123.

By Supervisor Kennedy, that letter be sent to the Chief of Police inquiring whether concerns raised by Northwest Bernal Block Club may be addressed regarding crime in the Bernal Heights area.

By Supervisor Ward, that City Attorney prepare legislation amending the Administrative Code to provide no time limit on buying back temporary part-time hours.

By Supervisor Nelder, that letter be sent to the Mayor urging he declare next week "SanFRANCEisco Week".

Monday, July 2, 1990

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Mary Lou Rice (Supervisor Ward)
Khari Johnson (Supervisors Kennedy and Ward)
Raymond Kofi Luster (Supervisors Kennedy and Ward)
Elmeta Murray (Supervisor Kennedy)
Katherine Bradshaw Earl (Supervisor Kennedy)
Varrie Redus (Supervisor Kennedy)

File 2-90-27

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:03 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, July 2, 1990

Approved by the Board of Supervisors on January 14, 1991

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, July 9, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, July 9, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Maher, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Kennedy, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:14 p.m.

Supervisor Hongisto was noted present at 2:16 p.m.

Supervisor Hsieh was noted present at 2:15 p.m.

Supervisor Kennedy was noted present at 2:15 p.m.

Supervisor Ward was noted present at 2:20 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, February 26, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Kennedy, Ward - 3.

Monday, July 9, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Parking Garage Lease]

Ordinance authorizing execution of agreement regarding Park and Ride Demonstration Program; to extend the hours for the Golden Gateway Garage by providing for the garage to be open during the following additional days and hours Saturday 12 Midnight - 2 a.m. and 10 a.m. - 12 Midnight; Sunday 12 Midnight - 2 a.m. and 10 a.m. - 10 p.m.; approving and authorizing execution of seventh amendment of Golden Gateway Garage Lease. (Supervisor Walker)

File 47-90-5, Ordinance No. 268-90

Finally passed.

[Termination of Easement]

Ordinance authorizing quitclaim of City-owned air rights easement over Lot 22 Block 326 (156 Ellis Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-6, Ordinance No. 270-90

Finally passed.

Recommendations of Administration and Oversight Committee

Finally Passed

[Voter Information Pamphlet]

Ordinance amending Administrative Code, relating to Ballot Arguments appearing in the Voter Information Pamphlet. (Supervisor Hsieh)

File 39-89-5.1, Ordinance No. 261-90

(Amends Sections 5.74.3; 5.74.4; 5.74.5; 5.74.6; 5.74.7; 5.79 and 5.80.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Edward John Glenn against Graham Lorenzo, City and County, et al., by payment of \$7,000. (City Attorney)

File 45-90-18, Ordinance No. 262-90

Monday, July 9, 1990

(Superior Court No. 900-265.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Jerome Pittman against City and County by payment of \$150,000. (City Attorney)

File 45-90-28, Ordinance No. 263-90

(U.S.A. v. C.C.S.F., et al.; Davis v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Anthony Horn against City and County by payment of \$11,000. (City Attorney)

File 45-90-32, Ordinance No. 264-90

(U.S.A. v. C.C.S.F., et al.; Davis, et al v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Hockersmith against City and County in accordance with settlement agreement. (City Attorney).

File 45-90-34, Ordinance No. 265-90

(Superior Court No. 893-542.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Antoinette M. Williams against Sussie Y. San Woo, et al, upon receipt of the sum of \$12,400.25 and compromise and release executed by Antoinette M. Williams and dismissal of complaint. (City Attorney)

File 46-90-10, Ordinance No. 266-90

(Superior Court No. 889-954.)

Finally passed.

Monday, July 9, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of Edward J. Chow, et al., against James Lee and Angie Lee, et al., upon receipt of the sum of \$12,500 and dismissal of complaint in intervention. (City Attorney)

File 46-90-11, Ordinance No. 267-90

(Superior Court No. 875-944.)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Rheinhardt J. Kamplin against City and County, Department of Public Works, et al., by payment of \$10,000. (City Attorney)

File 48-90-15, Ordinance No. 269-90

(Superior Court No. 891-049.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as Stop intersections. (Economic and Social Policy Committee)

File 18-90-15, Resolution No. 548-90

(Stop Signs - Establish

Lisbon Street and France Avenue, all corners (makes this an all-way Stop);

Bradford Street and Cortland Avenue, northwest and southeast corners, stopping Bradford Street traffic;

Mateo Street and Laidley Street, southeast and northwest corners, stopping Mateo Street traffic;

Roanoke Street, Moffitt Street, and Bemis Street, southeast and northwest corners, stopping northbound Roanoke Street and southbound Moffitt Street traffic (makes this an all-way Stop);

Lisbon Street and Brazil Street, southeast and northwest corners, stopping Lisbon Street traffic (makes this an all-way Stop).

Adopted.

Monday, July 9, 1990

[Parking Regulations]

Resolution enacting parking regulations, various streets. (Economic and Social Policy Committee)

File 19-90-9, Resolution No. 549-90

(Tow-Away, No Parking, 6:30 A.M. to 6:30 P.M., Monday Through Friday - Establish
Kearny Street, from Pacific Avenue to Nottingham Street. (This is already a part-time bus zone.)

Tow-Away, No Parking, 6:00 P.M. to 2:00 A.M. Weekdays, and 6:00 A.M. to 2:00 A.M. Weekends and Holidays - Establish
Second Street, west side, from Market Street to Stevenson Street. (This is already a part-time bus zone.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on Union Street. (Economic and Social Policy Committee)

File 20-90-10, Resolution No. 550-90

(Tow-Away, No Stopping, Except Muni, 7:00 A.M. to 9:00 A.M., Monday Through Friday - Establish
Union Street, south side, from Fillmore Street to 129 feet west (129-foot zone).

Adopted.

[Parking of Vehicles]

Resolution revising time limitations from four hours to two hours for certain streets within Residential Permit Parking Area "D" in the Glen Park Area. (Department of Public Works)

File 40-90-9, Resolution No. 552-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

REGULAR CALENDAR

Monday, July 9, 1990

UNFINISHED BUSINESS

Recommendation of Finance Committee

Adopted

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of the following municipal improvement, to wit: the construction or reconstruction of a Youth Guidance Center, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose, provided, however, that two million dollars (\$2,000,000) be set aside for the acquisition and reconstruction of community based facilities, that the estimated cost of seventy-three million eight hundred thousand dollars (\$73,800,000) for said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said city and county and will require the incurring of a bonded indebtedness. (City Attorney)

File 170-90-7, Resolution No. 539-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Recommendation of Administration and Oversight Committee

Ordered Submitted

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 6.406, 7.300 and 7.305 providing for a revised method for the authorization and issuance of revenue bonds, including a reallocation of revenues, for the Port Commission of the City and County of San Francisco. (Supervisor Hallinan)

File 226-90-1

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

From Administration and Oversight Committee
Without Recommendation

Monday, July 9, 1990

Ordered Submitted

[Ballot Measure]

Charter amendment (Second Draft) amending Section 4.105 creating a position of confidential secretary who shall be appointed, and at the pleasure be removed, by the Chief Adult Probation Officer. (Supervisors Hsieh, Alioto, Nelder)

File 225-90-1

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Noes: Supervisors Britt, Kennedy - 2.

From City Services Committee
Without Recommendation

Finally Passed

[Street Vacation]

Ordinance ordering vacation of a portion of Eagle Street between Yukon and Mono Streets, and adopting findings pursuant to City Planning Code Section 101.1.

File 164-90-2.1, Ordinance No. 271-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Rereferred to Committee

(Supervisor Maher dissenting in Committee.)

[Residential Rent Stabilization and Arbitration Fee]

Ordinance amending Administrative Code, to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from ninety (90) to sixty (60) days, to expand the penalty and interest period, and to delete the termination clause. (Mayor)

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File 97-90-30, Ordinance No.

(Amends Sections 37A.1, 37A.6, 37A.8, 37A.12 and 49.2.)

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to rerefer to Committee with direction to report back to the Board of Supervisors by July 23, 1990.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 6.

Noes: Supervisors Britt, Hongisto, Kennedy, Walker, Ward - 5.

(Supervisor Maher dissenting in Committee.)

[Business/Payroll Expense Tax Changes]

Ordinance amending Part III of the Municipal Code and Payroll (Business Tax Ordinance), to reduce the annual business tax registration fee from \$200 to \$150, to eliminate the credit against business or payroll expense taxes for business tax registration fees paid, and to codify the reversion of tax rates to the pre-July 1, 1988 level; operative date. (Mayor)

File 127-90-5, Ordinance No.

(Amends Section 1007;

Adds Sections 1004.17 and 903.1.)

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to rerefer to Committee with direction to report back to the Board of Supervisors by July 23, 1990.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 6.

Noes: Supervisors Britt, Hongisto, Kennedy, Walker, Ward - 5.

From Finance Committee Without Recommendation

Rereferred to Committee

[Annual Budget]

Annual Budget of the City and County of San Francisco for the fiscal year 1990-91.

File 100-90-1

(Pursuant to Charter Section 6.205 and Administrative Code Section 3.5, not earlier than the 15th day of July nor later than July 26, the Board of Supervisors shall adopt the proposed budget as submitted or amended.)

Monday, July 9, 1990

Statement of Budget
Supervisor Nancy G. Walker
on behalf of the Finance Committee

The Finance Committee has reported out a Budget for FY 90/91 without recommendation. The Committee's review process this year began the first week in June and resulted in three weeks of Budget meetings rather than the usual two weeks. Most of you know that I believe the actual process employed to develop and adopt the City's annual budget is badly flawed. That, however, should be the subject for another day and another discussion.

The Budget that you have before you today is balanced, and is not significantly different from the budget the Mayor presented to the Board on June 1, 1990. It is not significantly different, in my judgment, because the fundamental programs, outcomes and policy choices remain intact. The differences are well described by Budget Analyst Harvey Rose in his report; however, I want to highlight what I consider to be areas of major agreement and the remaining areas of disagreement among Committee members and the Board itself.

From the EXPENDITURES Column:

AGREEMENT Sharon Arts Center and Swimming Pool hours:

The committee was unanimous in its desire to continue the Sharon Arts Center (\$200,201) and to keep public pools open seven days a week (\$256,321). The funds to achieve these goals were made available as a result of the Committee's acceptance of Mr. Rose's recommendations for reductions in various departmental budgets (total reductions to the Recreation and park Department budget, for example, is \$67,065).

AGREEMENT Zoo Fees:

The Committee, additionally, reached consensus urging the Recreation and Park Commission not to implement the proposed Zoo admission fees to children under twelve years old (\$250,000 reserved to cover.)

DISAGREEMENT Board of Supervisors Legislative Policy Staff:

I dissent from Supervisor Hallinan's and Maher's action to eliminate the Board's newly created Policy Staff. Clerk of the Board John Taylor cited in excess of twenty reasons why this is not an appropriate action for this Board to take at this time. I believe the Budget needs to be amended to reinstate the funds for this function (\$233,233); and I will make an appropriate motion at the appropriate time, which I expect to be on July 16, 1990.

I will make this motion because I believe it is The City's intent to commence a Boot Immobilization Program and by July 16, 1990 the Controller will certify an amount in the general vicinity of \$2 million.

From the REVENUES Column:

AGREEMENT

Monday, July 9, 1990

A majority of the Committee, Supervisors Hallinan and I voted to approve the Mayor's proposals for:

1. Decreasing the Business License Registration Tax from \$200 to \$150. And allowing the Payroll/Gross Receipts tax to revert to 1.5%.
2. Continuing to fund Rent Board operations from a per unit fee of \$8.00 per unit/per year.

DISAGREEMENT Increase in Parking Tax from 20% to 25%:

It is my intent on roll call today to introduce new legislation increasing the Parking Tax to be referred to the Finance Committee for a hearing. I firmly believe the City needs to take this action to have funds available to meet growing needs in health, social services and general children's services.

INSUFFICIENT INFORMATION Boot Immobilization and Amnesty:

THE BOOT: There is now consensus between all necessary parties that the City will implement a Boot Immobilization Program. There is substantial agreement between the Controller, the Budget Analyst and the Parking and Traffic Department that IF THE PROGRAM WERE TO BEGIN ON OCTOBER 1, 1990 funds of \$2.5 million would be certified by the Controller. The remaining question as to the Boot is what is a realistic start-up-date? October 1, 1990 seems extremely optimistic given the vicissitudes of Purchasing, Civil Service, etc. Even assuming everyone agrees that the Boot needs to be expedited, October 1 is questionable. So, the revenue estimates may need to be modified.

I have asked Director of Parking and Traffic Commission Rina Cutler, Controller Sam Yockey and the Budget Analyst to bring the Board a firm startup plan and budget by our meeting of July 16, 1990.

BOOT AMNESTY: Amnesty remains a question. The Board's Policy Staff and the Budget Analyst need to do some serious research to determine the pros and cons of implementing an amnesty program at this time. The appropriate committee of the Board needs to then hold a hearing and recommend a course of action to the Board. This should be done as soon as possible. In any event, it would be a one-time windfall in revenue, so it should not be used to fund ongoing expenditures. Most staff who have looked at the issue feel that the revenues will not go much beyond \$1-2 million at most.

The Controller would not, therefore, be able to certify the funds, so this remains outside of the FY 90/91 budget balancing picture. This could change if the information were gathered, the necessary hearings held and agreement reached as to an implementation plan and a revenue expectation.

OTHER OPEN/PENDING MATTERS:

1. The Board adopted legislation to implement a model/pilot Day Laborers Project with an anticipated price-tag of \$60,000-100,000. This amount is not currently provided for in the Budget.

2. The Board adopted legislation to implement a General Assistance Income Disregard program at an estimated cost of \$200,000. Some monies may come from the State, however this amount is not currently provided for in the Budget.

3. The Board adopted legislation to implement an Elderly and Disabled Persons Registry at an estimated cost of \$50,000. This amount is not currently provided for in the Budget.

4. Several Supervisors have very serious concerns about the changing nature of the AIDS epidemic. While the Budget before you continues programs previously started, it only begins to scratch the surface of growing/changing needs in minority communities, for hospice and less acute care, for new treatment and intervention strategies. AIDS is a ticking time bomb, and, if we can, I submit that we MUST locate funds to expand our current system. I include in this some recognition of what is a emerging epidemic with some indication of linkages to AIDS called Chronic Fatigue Immune Dysfunction Syndrome (the funding needed for CFIDS at this time is not significant).

5. The needs for new, expanded and improved services for children, youth and families is a priority for a number of supervisors (especially Ward, Kennedy, Alioto, Hallinan, Gonzalez and myself). This means more money for youth employment, foster care, alternative programs for juvenile justice, teen pregnancy, alcohol and drug abuse, homeless youth, and additional staff to eliminate the waiting list at Child Adolescent Sexual Abuse Resource Center (CASARC), as well as a number of other areas of need.

6. The final item which received significant public testimony before the Finance Committee was the need for additional monies into the Affordable Housing Fund. The testimony came from a wide spectrum of the community (children's advocates, health care, AIDS, battered women, homeless, etc.)

BUDGET RELATIVE INITIATIVES THE COMMITTEE INTENDS TO PURSUE:

1. Strengthening our Transit First/Alternative Transportation Forms policies. We will, with President Britt, explore practices and policies for City Employee Parking, (including policies that pertain to the Board of Supervisors.)

2. Develop and implement incentives for Department managers to find creative and new ways to improve efficiency and effectiveness at less cost.

3. Develop and implement incentives for employees and managers to reduce Worker's Compensation Costs.

4. Monitor and be prepared to respond quickly to expected draconian State budget cuts. Current rational estimates see State budget cuts, particularly in the areas of Health and Social Services, estimated at between \$10 and \$20 million.

Finally, I expect to offer at the Board meeting of Monday, July 16, 1990, an amendment of the whole on the Budget which will, I hope address some of the issues outlined above. It should be noted that

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we cannot at this time do much about many issues that require additional revenues; however, I hope that the Board will consider specific "Intent to Act" resolutions to effectively establish a direction for use of funds not now available to us. For example, should the November jail bond issue be approved by the voters, it will allow \$2 million in architectural fees to be returned to the General Fund. I hope the Board will be willing to earmark those funds for specific purposes including some of the needs articulated above.

Thank you.

Nancy G. Walker, Chair
Finance Committee

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to rerefer the budget to Committee with direction to report back to the Board of Supervisors by July 23, 1990.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 6.

Noes: Supervisors Britt, Hongisto, Kennedy, Walker, Ward - 5.

Recommendations of Economic and Social Policy Committee

Adopted

[Final Negative Declaration]
Resolution adopting Final Negative Declaration, finding and determining that the reclassification of property from an RH-3 (House Three-Family) District to an RM-4 (Mixed Residential, High Density) District of property located at 1777 Pine Street, Lots 15, 23, 33 and 35 in Assessor's Block 665 will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Department of City Planning)

File 36-90-4, Resolution No. 551-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Maher - 3.

Passed for Second Reading

[Zoning Change]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County for property

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located on the south side of Pine Street at the south east corner of Gough Street, Lots 35, 33, 23 and 15 in Assessor's Block 665, from an RH-3 (House, Three Family) District to an RM-4 (Mixed Residential, High Density) District; companion measure to File 36-90-4. (Department of City Planning).

File 36-90-4.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Maher - 3.

Consideration Continued

[Commercial Vehicle Curb Parking Prohibition]
Ordinance amending Traffic Code, prohibiting commercial vehicle parking more than 18 inches from the curb on designated streets in the Metropolitan Traffic District; establishing fines for violation of the prohibition and authorizing the towing of such parked vehicles. (Supervisor Ward)

File 125-90-4, Ordinance No.

(Amends Sections 54 and 71B;
Adds Section 54.1.)

Supervisor Nelder, seconded by Supervisor Hsieh, moved to continue consideration to July 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisors Hongisto, Walker, Ward - 3.

Absent: Supervisor Alioto - 1.

Recommendations of City Services Committee

Adopted

[Permit]
Resolution granting revocable permission to Pacific Presbyterian Medical Center to install two (2) - 4 inch conduits and one (1) splice box under Clay Street for telecommunication purposes connecting Assessor's Block 612, Lot 8 (2410 Clay Street) and Assessor's Block 629, Lot 42 (2407 Clay Street); and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

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File 10-90-4, Resolution No. 547-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[First Amendment Rights]
Resolution urging the District Attorney to drop all charges against Joe Semien, and urging the Attorney General of the United States to drop criminal proceedings against Jock Sturges, and to urge the Federal Bureau of Investigation to return his property, and declare that the Board of Supervisors condemns any violation of First Amendment Rights of artists in the City and County. (Supervisors Hallinan, Alioto, Hongisto)

File 248-90-1, Resolution No. 554-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

Recess

At the request of President Britt, the Board recessed at the hour of 5:02 p.m. to convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning the following litigation: Hawk versus City and County of San Francisco and Trowick versus City and County of San Francisco.

Reconvening of the Board

The Board, at the hour of 5:20 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker - 8.

Noted absent:

Supervisors Hongisto, Hsieh, Ward - 3.

Quorum present.

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Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney concerning pending litigations as provided in the Government Code.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien
Ace Washington.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Hallinan requested that the following measure be severed from the Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended;

[Sister-City - Esteli, Nicaragua]

Resolution urging the Mayor to extend an invitation to the Government and the people of Esteli, Nicaragua to participate with the City and County of San Francisco as its Sister-City, and urging that copies of this resolution be sent to the Mayor and Council of the City of Esteli, Nicaragua, member of the national assembly, and the embassy of Nicaragua, and urging the Mayor to establish an Esteli Sister-City Committee. (Supervisors Hallinan and Gonzalez)

File 214-90-2, Resolution No.

(July 2, 1990 - Introduced in Board for consideration on
July 9, 1990.)

Supervisor Hallinan, seconded by Supervisor Nelder, moved an amendment of the whole bearing same title as above.

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Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

The President directed subject legislation rereferred to Economic and Social Policy Committee.

The Board resumed its consideration of the following item on the Adoption Without Committee Reference Calendar.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Earthquake Emergency Relief Fund]
Resolution approving expenditure of \$350,000 from the Mayor's Earthquake Emergency Relief Fund for services related to preparation of soils studies for areas in the City and County that experienced significant soil movement and damages during the October 17, 1989 earthquake. (Supervisor Walker)

File 270-90-18, Resolution No. 553-90

(July 2, 1990 - Introduced in Board for consideration on July 9, 1990.)

The foregoing item on the Adoption Without Committee Reference Calendar was acted upon by the following vote:

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

IMMEDIATE ADOPTION CALENDAR

Adopted

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

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[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-28, Resolution No. 540-90

(Nancy G. Walker, member, Board of Supervisors, July 16;
Doris Ward, member, Board of Supervisors, July 13-18;
Alan D. Becker, member, War Memorial Board of Trustees,
August 3-13; Arnold Chin, member, Parking and Traffic Commission,
July 15-23 and August 2-10; Donald Dickinson, County
Clerk/Executive Officer, June 25-July 6; Leonard Graff, member,
Human Rights Commission, July 10-20; Allen C. Haile, member,
Social Services Commission, June 26-July 3; Michael P. Huerta,
Executive Director, Port, June 26-July 16; John Kecker, member,
Police Commission, June 23-July 14; Sonia Melara, member, Parking
and Traffic Commission, June 27-July 2; Patrick A. Murphy,
member, Airports Commission, June 29-30 and July 10-August 7;
Darshan Singh, member, Parking and Traffic Commission, June
29-July 2; L.A. Turpen, Director of Airports, July 3-8, 1990.)

Adopted.

[Commendation]

Resolution commending San Francisco Native Son, Bob St. Clair for his election and induction into the National Football League Hall of Fame and for his exceptional contributions to the sport of football. (Supervisor Nelder)

File 4-90-26, Resolution No. 541-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Recreation and Park Department to apply for, accept and expend \$2,164,000 in California State Park Bond Act monies and to expend previously approved funds of \$2,730,322 for the acquisition and development of a playground and community center in the Tenderloin; rescinding Resolution No. 457-90. (Supervisor Walker)

File 150-90-3.1, Resolution No. 546-90

Adopted.

(The Immediate Adoption Calendar includes the following resolutions submitted after preparation of the calendar.)

[Proclamation]

Resolution urging his Honor, the Mayor to declare July 14, 1990, as "San FRANCeisco Day" in San Francisco.

Monday, July 9, 1990

File 4-90-27, Resolution No. 542-90

Supervisor Nelder presented for immediate adoption.

Adopted.

[State Legislation]

Resolution supporting the passage of SB 1840, an act to add Section 1259 to the Health and Safety Code, relating to hospital interpreters.

File 12-90-24, Resolution No. 543-90

Supervisor Nelder presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Grove Street.

File 42-90-24, Resolution No. 544-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Castro Street; waiving fees to reimburse the Municipal Railway for added expenses incurred by it during the hours of street closure. (Supervisor Britt presented.) Adopted.

File 42-90-25, Resolution No. 545-90

Supervisor Britt presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Monday, July 9, 1990

Referred to Committee

[Parking Tax Surcharge]

Draft Ordinance increasing the parking tax surcharge from 5% to 10% effective July 1, 1990; amending Part III, Article 9 of the Municipal Code by repealing Section 602.5-1; effective date. (Supervisor Walker presented.) Referred to Finance Committee.

File 127-90-6.1

Referred to Committee

[State Grant]

Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for, accept and expend grant funds in the amount of \$105,000 from the Office of Criminal Justice Planning for the Gang Violence Suppression Program and agreeing to provide cash match in the amount of \$35,000. (Supervisor Walker presented on behalf of the Mayor and Police Department.) Referred to Finance Committee.

File 143-90-3

Referred to Immediate Adoption Calendar

[Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1990-1991; approving and authorizing an amendment to the indebtedness limitation agreement between the Redevelopment Agency and the City and County of San Francisco; and approving the issuance by the agency of bonds in an aggregate principal amount not to exceed \$23,000,000 for the purpose of financing redevelopment activities in fiscal year 1990-1991. (Supervisor Walker presented.) Referred to Board July 16, 1990 Immediate Adoption Calendar.

File 161-90-6

Referred to Committee

File 259-90-1 [YGC Emergency Asbestos Abatement] Resolution finding that an emergency exists requiring immediate asbestos abatement procedures in the Youth Guidance Center; urging the Chief Administrative Officer to request the Director of Public Works to proceed in a most expeditious manner in concert with the Mayor's Office, the Juvenile Probation Department and the Department of Public Health to obtain the services of an asbestos abatement consultant, all necessary planning, design and construction services to implement asbestos abatement at the Youth Guidance Center. (Supervisor Hallinan presented on behalf of the Juvenile Probation Department.) Referred to City Services Committee.

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Requests for Hearings

File 127-90-8, By Supervisor Maher: To consider a Business License Tax. Referred to Finance Committee with request it be considered at the earliest possible date.

File 196-90-5, By Supervisor Gonzalez: To consider feasibility of installing a flashing red light at the intersection of Lombard and Hyde Streets. Referred to Economic & Social Policy Committee.

File 258-90-1, By Supervisor Gonzalez: To consider whether violations of the City's sanctuary ordinance have occurred in the Fisherman's Wharf area during the month of July 1990. Referred to Economic & Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Alioto and Walker, that letter be sent to S. F. Firefighters Local 798 expressing disappointment that they did not sign the consent decree and drop the law suit.

By Supervisor Gonzalez, that letter be sent to the Police Commission and the Chief of Police inquiring whether a report can be provided to the Board of Supervisors documenting the Police Department's knowledge of and/or participation in immigration arrests by the federal agents of the INS during the month of July 1990 in the Fisherman's Wharf area.

By Supervisor Gonzalez, that letter be sent to the Chief of Police inquiring whether the SFPD will investigate citizen complaints regarding prostitution on the corner of Jones and Post Streets, and if plans will be launched to patrol the area more frequently for the safety of the residents who reside in the area.

By Supervisor Gonzalez, that letter be sent to the Chief of Police inquiring whether the SFPD will investigate citizens complaints regarding a trailer and abandoned autos at 972 Avalon Avenue, and if plans will be launched to remove vehicles off the street besides 72 hour notices placed on these vehicles.

By Supervisor Hongisto, that letter be sent to the District Attorney expressing dismay why he failed to respond or attend the hearing regarding the resolution urging him to drop all charges against Joe Semien.

By Supervisor Kennedy, that letter be sent to the Tax Collector inquiring whether they have been notified of the sale of goods by a transient merchant at the Hyatt Regency on July 17 thru July 19, 1990.

By Supervisor Kennedy, that letter be sent to the Controller inquiring whether the refund of fee paid for Chinatown Peddler Permit has been processed, and if not why not.

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By Supervisor Maher, that City Attorney draft an ordinance establishing a Business License Tax.

By Supervisor Walker, that Budget Analyst prepare a report on the Third Amendment to the Pier 39 limited partnership lease with the Port Commission, comparing and contrasting the lease amendment with other commercial leases by the Port in the Fisherman's Wharf area, including the existing Pier 39 lease.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Paul Wynne (Supervisors Britt, Hongisto, Walker, Alioto)
Mitch Snyder (Supervisors Walker, Britt, Hongisto, Ward)
Alvin Love (Supervisor Ward)
Robert Bacci (Supervisors Hongisto, Nelder, Gonzalez, Alioto, Britt)

File 2-90-29

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:42 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, July 9, 1990

Approved by the Board of Supervisors on January 28, 1991

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, July 16, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, July 16, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Noted absent at first roll call:

Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Quorum present.

Supervisor Hongisto was noted present at 2:22 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Walker was noted present at 2:13 p.m.

Supervisor Ward excused, on official leave of absence.

Presentation of Guests

Supervisor Britt introduced and welcomed the following visitors from the City Council in the City of Sydney, New South Wales, Australia: the Honorable Alderman David J. Jory, ULM Ward and Alderman Fred Smith, Botany Ward.

Supervisor Hongisto, on behalf of the City and County of San Francisco, accepted and thanked the Aldermen for presenting a book as their token of appreciation entitled, "The Heritage of Botany", published to mark Australia's Bicentenary in 1988 and to commemorate the Centenary of the Council of the Municipality of Botany.

Supervisor Nelder introduced and welcomed Senator Quentin L. Kopp and Bob St. Clair, former 49er football player, who is being inducted into the Hall of Fame August 4, 1990.

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Privilege of the Floor

There being no objection, the privilege of the floor was first granted to Senator Kopp and then Mr. St. Clair.

Senator Kopp gave a recap of the life of Mr. St. Clair indicating he was born in the Mission District, played at the old Poly High School, the University of San Francisco, the University of Tulsa when USF dropped football and with the San Francisco Forty-niners from 1953 through 1963. Mr. St. Clair is the second San Franciscan to be in the Hall of Fame. O. J. Simpson was the first. The only game which he regrets not playing was the East/West game.

Mr. St. Clair gave brief remarks and expressed delight that the Board of Supervisors has recognized him as an extraordinary native son and thanked the members for the Certificate of Honor bestowed upon him.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Prop J Contract]
Resolution concurring with the Controller's certification that intake and shelter services to status offenders can be practically performed by private contractor for the Juvenile Probation Department for lower cost than similar work services performed by City and County employees. (Juvenile Probation Department)

File 25-90-19, Resolution No. 559-90

Adopted.

[Prop J Contract]
Resolution concurring with the Controller's certification that security guard services for the Department of Public Health, San Francisco General Hospital can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Department of Public Health)

File 25-90-20, Resolution No. 260-90

Adopted.

[Contracting Out City Services]
Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence for the District Attorney's Victim Witness

Monday, July 16, 1990

Assistance Program can be practically performed by a private contractor for a lower cost than similar work services performed by City and County employees. (Department of Public Health)

File 25-90-21, Resolution No. 561-90

Adopted.

[Acceptance of a Gift]

Resolution authorizing the Police Department to accept the gift of a 1985 Winnebago Motor Home, valued at \$37,519.55, from Ronald McDonald Charitable Trust to be used as the PAL Mobile for various youth projects. (Police Department)

File 38-90-8, Resolution No. 562-90

Adopted.

[Lease of Real Property]

Resolution authorizing the renewal and extension of two leases of real property for branch public libraries. (Real Estate Department)

File 64-90-27, Resolution No. 563-90

(387 Ashton Avenue, Ingleside, (ground floor);
653 Chenery Street, Glen Park.)

Adopted.

[Lease of Real Property]

Resolution authorizing a revocable license at 450 Seventh Street for the Police Department for rental of 92 parking spaces for Police Department vehicles. (Real Estate Department)

File 64-90-28, Resolution No. 564-90

Adopted.

[Lease of Real Property]

Resolution authorizing the extension of one existing sublease and renewal of one licensed use of real property for the Public Utilities Commission. (Real Estate Department)

File 64-90-29, Resolution No. 565-90

(Municipal Railway, 3000 Third Street;
Water Department, Pier 33.)

Adopted.

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[Extension of Sublease]

Resolution authorizing the extension of existing sublease with Pacific Gas and Electric Company of real property for the Department of Public Works at 1170 Market Street (entire 7th floor). (Real Estate Department)

File 64-90-30, Resolution No. 566-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Emergency Medical Services Agency, to apply for, accept and expend a grant of \$49,943 from the State of California, Emergency Medical Services Authority, to provide funds for evaluation of the impact on survival of CPR instructions by telephone. (Mayor)

File 146-90-42, Resolution No. 571-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Emergency Medical Services Agency, to apply for a grant of \$24,306 from the State of California, Emergency Medical Services Authority, for evaluation of alternative methods of CPR training. (Mayor)

File 146-90-43, Resolution No. 572-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend Library Services and Construction Act Funds for fiscal year 1990/91 in an amount not to exceed \$25,000 to support cataloging 3,200 popular music titles in machine-readable form. (Public Library)

File 147-90-1, Resolution No. 573-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Sheriff's Department, Adult Probation Department and Juvenile Probation Department of the City and County to apply for, accept and expend \$367,500 in funds from the State of California Board of Corrections for the Standards and Training of Local Corrections and Probation Officers Program; stipulating adherence to standards of recruitment and training established by the Board of Corrections. (Sheriff)

Monday, July 16, 1990

File 152-90-2, Resolution No. 574-90

Adopted.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Zoning Change]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County for property located on the south side of Pine Street at the south east corner of Gough Street, Lots 35, 33, 23 and 15 in Assessor's Block 665, from an RH-3 (House, Three Family) District to an RM-4 (Mixed Residential, High Density) District. (Department of City Planning)

File 36-90-4.1, Ordinance No. 272-90

Finally passed.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Larry D. Hallum against the City and County by payment of \$7,550. (City Attorney)

File 45-90-33, Ordinance No.

(Municipal Court No. 033-253.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Galen L. Scott against the City and County by payment of \$10,000. (City Attorney)

File 45-90-35, Ordinance No.

(United States District Court No. C88-2023 WWS.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Michael Romelotti against the City and County by payment of \$7,500. (City Attorney)

File 45-90-36, Ordinance No.

Monday, July 16, 1990

(Superior Court No. 879-434.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Gary Sicabaig v. Sylvia Bunshoft against the City and County by payment of \$7,500. (City Attorney)

File 45-90-37, Ordinance No.

(Superior Court No. 855-239.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Gary Lynn Pierce against Joel Castillo Braga, et al., upon receipt of the sum of \$9,885. (City Attorney)

File 46-90-14, Ordinance No.

(San Mateo Superior Court No. 282714.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Thomas J. Padden against Wilbur Wong, et al., upon receipt of the sum of \$23,000. (City Attorney)

File 46-90-15, Ordinance No.

(Superior Court No. 898963.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Louise C. Senatore against Rudolph Ignatius Donati, et al., upon receipt of the sum of \$38,333.33 less costs and dismissal of complaint. (City Attorney)

File 46-90-16, Ordinance No.

(Superior Court No. 878722.)

Passed for second reading.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Monday, July 16, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Economic and Social Policy Committee

Rereferred to Committee

[Commercial Vehicle Curb Parking Prohibition]
Ordinance amending Traffic Code, prohibiting commercial vehicle parking more than 18 inches from the curb on designated streets in the Metropolitan Traffic District; establishing fines for violation of the prohibition and authorizing the towing of such parked vehicles. (Supervisor Ward)

File 125-90-4, Ordinance No.

(Amends Sections 54 and 71B;
Adds Section 54.1.)

Supervisor Hallinan, seconded by Supervisor Walker, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Lease of Property]
Ordinance amending Administrative Code, to increase the Director of Property's authority to execute leases for the City and County as lessee to leases not exceeding a one year term with rent not exceeding \$1000 per month; increasing the Director of Property's authority to execute leases for the City and County as lessor to leases not exceeding a one year term with rent not exceeding \$1000 per month. (Real Estate Department)

Monday, July 16, 1990

File 97-89-58, Ordinance No.

(Amends Sections 23.19 and 23.22.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Special Election]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, November 6, 1990, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: Seventy-three million eight hundred thousand dollars (\$73,800,000) for construction or reconstruction of a Youth Guidance Center; provided, however two million dollars (\$2,000,000) be set aside for the acquisition and reconstruction of community based facilities; sixteen million five hundred thousand dollars (\$16,500,000) for correctional facilities to be constructed or reconstructed partially from state grants and partially from matching funds from this bond issue; and that the estimated cost of city and county of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the city and county and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated costs of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be the same as for such general election. (City Attorney)

File 60-90-14, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Sale of Property]

Ordinance authorizing sale of surplus City-owned property, Department of Public Works, real property (Vermont Street, Block 4093, Lot 97); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

Monday, July 16, 1990

File 96-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Rent Board Revolving Fund]

Ordinance amending Administrative Code, to establish a revolving fund for the Residential Rent Stabilization and Arbitration Board. (Residential Rent Stabilization and Arbitration Board)

File 97-90-31, Ordinance No.

(Adds Section 10.169-8.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Special Chinatown Open Space Fund]

Ordinance amending the Administrative Code, to allow allocation of the fund for maintenance, to require annual reporting by the Controller's Office, to require the vote of a quorum of the Recreation and Park Commission and the City Planning Commission to provide for interest to be applied to the General Fund, and correcting references to a City Planning Code Section and to a Sectional Map. (Department of City Planning)

File 97-90-34, Ordinance No.

(Amends Section 10.203.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Sewer Service Charges]

Resolution approving amendment of the contract between the United States of America, acting by and through the Department of the Army, and the City and County of San Francisco, acting by and through the Chief Administrative Officer, regarding payment by the Presidio of San Francisco for sewer services. (Department of Public Works)

Monday, July 16, 1990

File 21-90-2, Resolution No. 558-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Emergency Services]

Resolution authorizing Acting Director of Emergency Services and Director, Mayor's Public Safety Office to sign for and accept surplus Federal property on behalf of various departments of the City and County and rescinding Resolution No. 793-88. (Mayor)

File 68-90-9, Resolution No. 567-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Emergency Services]

Resolution authorizing Acting Director of Emergency Services and Director, Mayor's Public Safety Office to execute certain documents relating to financial assistance under Federal Civil Defense Act of 1950, as amended and rescinding Resolution No. 794-88. (Mayor)

File 68-90-10, Resolution No. 568-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Emergency Medical Services Agency, to apply for, accept and expend a grant of \$40,000 from the State of California, Emergency Medical Services Authority, to provide funds for evaluation of EMS Disaster Research for the City of San Francisco. (Mayor)

File 146-90-41, Resolution No. 570-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Mortgage Revenue Bonds]

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco Single Family Mortgage Revenue Bonds, Series 1990 (GNMA and FNMA Mortgage-backed Securities Program), authorizing the execution and delivery of an indenture, bond purchase contract, origination, servicing and administration agreement, city commitment, agency commitment agreement, home mortgage assistance trust agreement, and official statement, adopting rules and regulations and authorizing the execution and delivery of and approving other related documents and approving other related actions in connection therewith. (Supervisor Walker)

File 170-90-11, Resolution No. 575-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Resolution authorizing the President of the Private Industry Council to sign, enter into, and execute a State contract for Federal funds; retroactive to February 1, 1990. (Private Industry Council)

File 172-90-12, Resolution No. 576-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of the Charter providing that said rates of compensation shall be effective beginning May 26, 1990 repealing Ordinance No. 169-90 (police and fire). (Civil Service Commission)

File 105-89-3, Ordinance No.

Monday, July 16, 1990

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

Adopted

(Supervisor Britt dissenting in Committee.)

[SB 1785]

Resolution supporting passage of SB 1785 to restore the standard in previous law regarding the number of signatures required to qualify initiative charter amendments in the City and County of San Francisco and other chartered cities. (Supervisor Hsieh)

File 12-90-22, Resolution No. 557-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

[Appointments]

Resolution appointing members to the Park and Open Space Committee, terms expiring July 15, 1990, for the two-year term ending July 15, 1992. (Administration and Oversight Committee)

File 92-90-16.1, Resolution No. 569-90

(Lynn Altshuler, vice herself;
Dan Hodapp, vice himself;
Louis K. Loewenstein, vice himself;
Ina F. Dearman, vice herself;
Geraldine Earp, vice herself;
Nancy Larsen, vice herself;
Terry Ow-Wing, vice herself;
Lonnie Lawson, vice herself;
Jill Lerner Hallinan, vice Paul Wotman.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

[Public Employment]

Resolution approving the Juvenile Probation Commission's exemption

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of five management positions, to wit: Assistant Chief Probation Officer (also known as Director of Probation Services), Director of Juvenile Hall, Director of Boys Ranch School (also known as Director of Log Cabin Ranch), Business Manager and Director of Community Programs, from the Civil Service provisions of the Charter pursuant to Charter Section 3.699. (Juvenile Probation Department)

File 244-90-1, Resolution No. 577-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Recommendations of Administration and Oversight Committee

Consideration Continued

[Ballot Measure]

Charter amendment (Third Draft) amending Section 8.506-2 and adding Section 8.506-5 to permit the Board of Supervisors to contract with the Public Employees' Retirement System ("PERS") for the transfer of the Airport Police to the PERS "2 percent at age 50" plan, removing the no net increase in cost requirement for this group. (Supervisor Nelder)

File 252-90-1

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to July 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

Consideration Continued with Pending Amendment

(Supervisor Hsieh dissenting in Committee.)

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[Ballot Measure]

Charter amendment (First Draft) adding Section 6.415 to establish an annual allocation of General Fund monies to the Housing Affordability Fund. (Supervisors Walker, Gonzalez)

File 254-90-1

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole (Second Draft) bearing same title.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to July 23, 1990 with pending amendment of the whole (Second Draft) bearing same title.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

From Administration and Oversight Committee
Without Recommendation

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 8.509, 8.511, 8.557, 8.559-13, 8.581, 8.585-13, 8.586-13 and 8.588-13, regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder)

File 235-90-1

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to July 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.691 to remove control of off-street parking facilities from the airports commission and Section 3.698-3 to allow the Board of Supervisors to transfer to the department of parking and traffic control over off-street parking facilities at the airport. (Supervisor Maher)

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File 245-90-1

Supervisor Maher, seconded by Supervisor Walker, moved to continue consideration to July 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 8.

Absent: Supervisors Kennedy, Maher, Ward - 3.

Consideration Continued with Pending Amendments

(Supervisor Hallinan dissenting in Committee.)

[Ballot Measure]

Charter amendment (First Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5 and 8.590-6 to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to wages, hours, benefits and other terms and conditions of employment notwithstanding any other provision of the charter. (Supervisor Nelder)

File 253-90-1

(NOTE - City Attorney has not approved as to form this charter amendment.)

Supervisor Nelder, seconded by Supervisor Hsieh, moved to amend by adding a section as follows: "Section 8.590-7 This article in its entirety shall be subject to charter section 8.500 and any ordinances enacted pursuant thereto. Any agreement reached by the parties or any decision of the Arbitration Board authorizing a modification of any aspect of the provisions for or delivery of retirement benefits shall not become effective until the Retirement Board certifies that there is no risk to the tax qualified status of the plan. The Board of Supervisors shall enact an ordinance implementing the modifications upon a finding that the modifications do not pose a risk to the tax qualified status of the plan."

Supervisor Nelder, seconded by Supervisor Hsieh, moved to continue consideration to July 23, 1990 with pending amendment.

Motion to continue with pending amendment adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

Monday, July 16, 1990

Recess

At the request of President Britt, the Board recessed at the hour of 2:34 p.m. to convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning the following litigations: Bank of America versus San Francisco, Superior Court No. 759-301 and Crocker National Bank versus San Francisco, Superior Court No. 829-598.

Reconvening of the Board

The Board, at the hour of 2:50 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Walker - 6.

Noted absent:

Supervisors Hongisto, Kennedy, Maher, Nelder, Ward - 5.

Quorum present.

Supervisor Hongisto was noted present at 2:52 p.m.

Supervisor Kennedy excused. (See supra.)

Supervisor Maher was noted present at 3:00 p.m.

Supervisor Nelder was noted present at 2:52 p.m.

Supervisor Ward excused. (See supra.)

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney to discuss pending litigation involving the City as provided in Government Code Section 54956.9(a).

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Alex Stote.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Monday, July 16, 1990

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Consideration Continued

[Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1990-1991; approving and authorizing an amendment to the indebtedness limitation agreement between the Redevelopment Agency and the City and County of San Francisco; and approving the issuance by the agency of bonds in an aggregate principal amount not to exceed \$23,000,000 for the purpose of financing redevelopment activities in fiscal year 1990-1991. (Supervisor Walker)

File 161-90-6, Resolution No.

(July 9, 1990 - Introduced in Board for consideration on
July 16, 1990.)

Supervisor Walker, seconded by Supervisor Gonzalez, moved to continue to July 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Nelder,
Walker - 5.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Alioto, Hongisto, Kennedy, Ward - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Challenge Award Application]

Resolution authorizing application by the Mayor's Office of Housing for a challenge award from the County Supervisors Association of California, and participation in the CSAC Counties Expo if selected for an award. (Supervisor Kennedy)

File 260-90-1, Resolution No. 556-90

Adopted.

(The Immediate Adoption Calendar includes the following additional resolution submitted after preparation of the calendar.)

[Street Closing]

Resolution authorizing temporary closing of a portion of Berry Street, between Fourth and Fifth Streets, from 6:00 a.m. on Thursday, July 19, 1990 to 5:00 a.m. on Sunday, September 9, 1990, for Cirque de Soleil, subject to certain conditions; granting permission to erect fence and providing for insurance.

File 42-90-26, Resolution No. 555-90

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Alioto, Hongisto, Kennedy, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Housing Affordability Fund]

Ordinance amending Administrative Code by amending Section 10.117-50 establishing a Housing Affordability Fund, by providing affordability definitions and monitoring requirements, by restricting the use of the funds, and by limiting the eligible administrative costs. (Supervisor Walker presented.) Referred to Finance Committee.

File 97-90-38

Referred to Board

[California Health Access Plan]

Resolution commending Senator Nicholas Petris for introducing the California Health Access Plan in SB 2868, endorsing the principles and goals of the plan and urging the State Legislature to urge the

Monday, July 16, 1990

Governor to immediately implement the plan. (Supervisor Walker presented.) Referred to Board July 23, 1990 Immediate Adoption Calendar.

File 12-90-25

Referred to Committee

[Military Base Closures]

Resolution asking the United States Military to work with the San Francisco Library toward the establishment of a public document repository that will enable members of the public to have access to documents regarding the closure of military installations and toxic issues that may arise from such closure; asking the Military to extend their public review timelines for draft and final environmental impact statements on local base closures; asking the Military to provide documents to the Arms Control Research Center; and urging the Mayor to urge the Library Commission to assist in this endeavor. (Supervisor Alioto presented.) Referred to City Services Committee.

File 13-90-12

[Parking Facility - 24th and Utah Streets]

Resolution endorsing the construction of a parking facility at 24th and Utah Streets, and urging the Mayor to urge the Health Commission and the Chief Administrative Officer to consider construction of a parking facility at 24th and Utah Streets before the completion of the construction of the mental health facility at San Francisco General Hospital. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 47-90-6

[Redevelopment Agency Bonds]

Draft resolution approving the issuance by the Redevelopment Agency of the City and County of (1) special tax bonds in a par value not to exceed \$15,000,000 pursuant to the Mello-Roos Community Facilities Act of 1982 to finance public infrastructure improvements; and of (2) revenue bonds in an aggregate principal amount not to exceed \$45,000,000 for the purpose of financing public facilities, all for the Yerba Buena Center Redevelopment Project Area. (Supervisor Ward presented.) Referred to Finance Committee.

File 91-90-1

Referred to Board

[Grant - State Funds]

Resolution authorizing the Department of Public Health to apply for and accept funds from State Department of Health Services for California Healthcare for Indigents Program (CHIP) in the amount of \$17,023,899 for fiscal year 1990-91. (Supervisor Walker

Monday, July 16, 1990

presented.) Referred to Board July 23, 1990 Immediate Adoption Calendar.

File 146-90-49

[Sister City Program - Leningrad]

Resolution urging the Mayor to discuss with representatives from Leningrad and to consider, the establishment of a Sister City Program with the City of Leningrad. (Supervisor Walker presented.) Referred to Board July 23, 1990 Immediate Adoption Calendar.

File 214-90-3

Requests for Hearings

File 83-90-2, By Supervisor Hallinan: To consider the status of the homeless population that lived in Civic Center Plaza prior to July 6, 1990, including but not limited to information regarding the locations of these persons and any aid given or programs used to help relocate them, as well as assistance given in trying to help them break free from the cycle of homelessness. Referred to Economic and Social Policy Committee.

File 104-90-1, By Supervisor Britt: To consider wage schedules pursuant to Charter Section 8.404 for transit operators for fiscal year 1990-91. Referred to Administration and Oversight Committee.

File 105-90-2, By Supervisor Britt: To consider wage schedules pursuant to Charter Section 8.405 for uniformed forces in the Police and Fire Departments for fiscal year 1990-91. Referred to Administration and Oversight Committee.

File 109-90-2, By Supervisor Hallinan: To consider problems incident to tenancies in common and the appropriateness of restrictions and controls relative to displacing renters. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to General Manager, Municipal Railway, inquiring into the status of cablecar line repairs at the intersection of Hyde and Chestnut Streets and the noise level in the area.

By Supervisor Britt, that City Attorney prepare appropriate legislation which would designate the San Francisco County Transportation Authority as the agency responsible for developing and approving the County's Congestion Management Plan.

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the Police Department will investigate citizen complaints regarding 1819 27th Avenue residents operating "You Me

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Tour" out of their home and taking up parking spaces in the neighborhood and if plans will be launched to eliminate the six vans parked on 27th Avenue.

ADJOURNMENT

There being no further business, Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board adjourn.

No objection and motion carried.

The Board at the hour of 3:23 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, July 16, 1990

Approved by the Board of Supervisors on January 28, 1991

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

DOCUMENTS DEPT.

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Monday, July 23, 1990

WEDNESDAY, JULY 25, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, July 23, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:28 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Noted absent at first roll call:

Supervisors Hongisto, Ward - 2.

Quorum present.

Supervisor Hongisto was noted present at 2:37 p.m.

Supervisor Ward was noted present at 2:49 p.m.

Presentation of Guest

Supervisor Walker introduced and welcomed Olga V. Bazhenova, representative of the Leningrad District Council.

Privilege of the Floor

Supervisor Walker, seconded by Supervisor Gonzalez, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Miss Bazhenova.

No objection and motion carried.

Speaking through an interpreter, Miss Bazhenova indicated she brings greetings from the City of Leningrad to San Francisco. These past few weeks she has become acquainted with the City and has made many new friends. She urged the City of San Francisco to establish a sister city program between both cities.

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CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Lease of Property]

Ordinance amending Administrative Code, to increase the Director of Property's authority to execute leases for the City and County as lessee to leases not exceeding a one year term with rent not exceeding \$1000 per month; increasing the Director of Property's authority to execute leases for the City and County as lessor to leases not exceeding a one year term with rent not exceeding \$1000 per month. (Real Estate Department)

File 97-89-58, Ordinance No. 284-90

(Amends Sections 23.19 and 23.22.)

Finally passed.

[Sale of Property]

Ordinance authorizing sale of surplus City-owned property, Department of Public Works, real property (Vermont Street, Block 4093, Lot 97); and adopting findings pursuant to City Planning Code Section 101.1 (Real Estate Department)

File 96-90-2, Ordinance No. 281-90

Finally passed.

[Rent Board Revolving Fund]

Ordinance amending Administrative Code, to establish a revolving fund for the Residential Rent Stabilization and Arbitration Board. (Residential Rent Stabilization and Arbitration Board).

File 97-90-31, Ordinance No. 282-90

(Adds Section 10.169-8.)

Finally passed.

[Special Chinatown Open Space Fund]

Ordinance amending Administrative Code, to allow allocation of the fund for maintenance, to require annual reporting by the Controller's Office, to require the vote of a quorum of the Recreation and Park Commission and the City Planning Commission to provide for interest to be applied to the General Fund, and correcting references to a City Planning Code section and to a sectional map. (Department of City Planning).

File 97-90-34, Ordinance No. 283-90

(Amends Section 10.203.)

Finally passed.

Adopted

[Acceptance of Gifts]

Resolution accepting three gifts valued at \$151,988, for use by the Recreation and Park Department. (Recreation and Park Commission)

File 38-90-10, Resolution No. 582-90

Adopted.

[Award of Negotiated Lease]

Resolution accepting San Francisco Convention and Visitors Bureau as lessee of certain commercial space at Moscone Center Garage by negotiated agreement. (Real Estate Department)

File 65-90-3, Resolution No. 584-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health, CHDP, to accept and expend funds in the total amount of \$1,559,646 from State Department of Health Services for child health and disability prevention services. (Mayor)

File 146-90-46, Resolution No. 588-90

Adopted.

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Emergency Medical Service Agency, to accept and expend a donation of \$8,500 from Quantum Chemical Corporation for a brochure for public education on the role of the Emergency Medical System. (Mayor)

File 146-90-47, Resolution No. 589-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$9,000 available through the Library

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Services and Construction Act for fiscal year 1990/91 for the microfilming of City directories. (Public Library)

File 147-90-2, Resolution No. 590-90

Adopted.

[Grant - State Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$33,000 available in State funds for Families for Literacy Program for fiscal year 1990/91. (Public Library)

File 147-90-3, Resolution No. 591-90

Adopted.

[Agreement - Family Service Agency Respite]

Resolution authorizing the execution of an agreement between the City and County and Family Service Agency to provide funds in the amount of \$89,950 for out of home respite services in support of child abuse and neglect prevention for fiscal year 1990-91. (Department of Social Services)

File 172-90-13, Resolution No. 592-90

Adopted.

[Agreement - Children's Home Society #2]

Resolution authorizing the execution of an agreement between the City and County and Children's Home Society of California to provide funds in the amount of \$86,485 for in-home services in support of child abuse and neglect prevention for fiscal year 1990-91. (Department of Social Services)

File 172-90-14, Resolution No. 593-90

Adopted.

[Marine Terminal Agreement]

Resolution approving a five year marine terminal agreement with Evergreen Marine Corporation (Taiwan) Ltd. (Evergreen Line) for use of the Port of San Francisco's South Container Terminal. (Port)

File 172-90-15, Resolution No. 594-90

Adopted.

Monday, July 23, 1990

Recommendations of Administration and Oversight Committee

Finally Passed

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of this Charter providing that said rates of compensation shall be effective beginning May 26, 1990 repealing Ordinance No. 169-90 (police and fire). (Civil Service Commission)

File 105-89-3, Ordinance No. 285-90

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Larry D. Hallum against the City and County by payment of \$7,550. (City Attorney)

File 45-90-33, Ordinance No. 274-90

(Municipal Court No. 033-253.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Galen L. Scott against the City and County by payment of \$10,000. (City Attorney)

File 45-90-35, Ordinance No. 275-90

(United States District Court No. C88-2023 WWS.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Michael Romelotti against the City and County by payment of \$7,500. (City Attorney)

File 45-90-36, Ordinance No. 276-90

(Superior Court No. 879-434.)

Finally passed.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Gary Sicabaig versus Sylvia Bunshoft against the City and County by payment of \$7,500. (City Attorney)

File 45-90-37, Ordinance No. 277-90

(Superior Court No. 855-239.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Gary Lynn Pierce against Joel Castillo Braga, et al., upon receipt of the sum of \$9,885. (City Attorney)

File 46-90-14, Ordinance No. 278-90

(San Mateo Superior Court No. 282714.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Thomas J. Padden against Wilbur Wong, et al., upon receipt of the sum of \$23,000. (City Attorney)

File 46-90-15, Ordinance No. 279-90

(Superior Court No. 898963.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Louise C. Senatore against Rudolph Ignatius Donati, et al., upon receipt of the sum of \$38,333.33 less costs and dismissal of complaint (City Attorney)

File 46-90-16, Ordinance No. 280-90

(Superior Court No. 878722.)

Finally passed.

Recommendation of Economic and Social Policy Committee

Adopted

[Residential Permit Parking]

Resolution establishing Residential Permit Parking Area "V" in the Balboa Park area, setting the boundaries therefor and the applicable

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time limitations. (Department of Public Works)

File 40-90-10, Resolution No. 583-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Special Election]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco on Tuesday, November 6, 1990, for the purpose of submitting to the voters of the City and County of San Francisco propositions to incur the following bonded debts of the City and County for acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements, to wit: Seventy-three million eight hundred thousand dollars (\$73,800,000) for construction or reconstruction of a Youth Guidance Center; provided, however two million dollars (\$2,000,000) be set aside for the acquisition and reconstruction of community based facilities; sixteen million five hundred thousand dollars (\$16,500,000) for correctional facilities to be constructed or reconstructed partially from state grants and partially from matching funds from this bond issue; and that the estimated cost of city and county of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the city and county and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated costs of such municipal improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be the same as for such general election. (City Attorney)

File 60-90-14, Ordinance No. 273-90

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Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Consideration Continued

(Supervisor Maher dissenting in Committee.)

[Residential Rent Stabilization and Arbitration Fee]
Ordinance amending Administrative Code, to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from ninety (90) to sixty (60) days, to expand the penalty and interest period, and to delete the termination clause. (Mayor)

File 97-90-30, Ordinance No.

(Amends Sections 37A.1, 37A.6, 37A.8, 37A.12 and 49.2.)

July 23, 1990 - Consideration continued to July 25, 1990 recessed meeting. (See infra.)

(Supervisor Maher dissenting in Committee.)

[Business/Payroll Expense Tax Changes]
Ordinance amending Part III of the Municipal Code (Payroll Tax Ordinance and Business Tax Ordinance), to reduce the annual business tax registration fee from \$200 to \$150, to eliminate the credit against business or payroll expense taxes for business tax registration fees paid, to codify the reversion of tax rates to the pre-July 1, 1988 level; operative date. (Mayor)

File 127-90-5, Ordinance No.

(Amends Section 1007;
Adds Sections 1004.17 and 903.1.)

Consideration continued to July 25, 1990 recessed meeting.
(See infra.)

Appointment of President Pro Tempore

At the request of the President, Supervisors Walker, Gonzalez and Alioto assumed the Chair at various times during the proceedings so the President could participate in the debate from the floor.

Amended;
Consideration Continued with Pending Amendment

(Supervisor Maher dissenting in Committee.)

[Annual Budget]

Annual Budget of the City and County of San Francisco for the fiscal year 1990-91. (Mayor)

File 100-90-1

Supervisor Walker presented a report from the Finance Committee indicating this is a balanced budget, similar to the document referred back to Committee on July 9, 1990, with the following differences:

This document has funds set aside for three programs that the Board of Supervisors had previously by ordinance enacted which were unfunded in the budget as presented by the Mayor: 1) day laborers program; 2) income disregard program; 3) disabled elderly.

There is a reserve set aside to deal with six new items: children and foster care; child sexual abuse and assault; chronic fatigue dysfunction; jail overcrowding planning; juvenile justice programs; and health care and children.

The budget was amended to reflect the implementation of the "boot" program which would generate \$1,622,179 in revenues as requested by the Mayor in his letter dated 7/23/90.

The Finance Committee recommended imposing one-half of one percent salary savings which would generate revenues in the amount of \$2,340,000 to be reserved for AIDS programs.

The Budget is balanced if the Board of Supervisors enacts \$150 business registration fee and continues the \$8 apartment unit fee.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to amend to reduce expenditures by imposing an additional one-half percent salary savings for all general fund and general fund-supported departments with salary budgets of \$1 million or more according to schedule from Controller's office identifying those departments and which includes exempted positions (copy of which is contained in Board of Supervisors file).

After a period of discussion, Supervisor Hsieh, seconded by Supervisors Maher and Nelder, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

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Noes: Supervisors Gonzalez, Hallinan - 2.

The roll was called on the motion to amend to increase the salary savings across the board with no exceptions that was established in Finance Committee from "one-half of one percent" to "one percent" and that those funds would accrue to the general fund and be subject to appropriation at some future date before the Board.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Supervisor Maher, seconded by Supervisor Nelder, moved to amend to eliminate the \$150 business registration fee projected revenue from the budget.

After a period of discussion, Supervisor Gonzalez, seconded by Supervisors Maher and Alioto, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Maher, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Kennedy, Nelder - 5.

After a brief period of debate, the roll was called on the motion to eliminate projected revenues of \$7.4 million generated by \$150 business registration fee and it was adopted by the following vote:

Ayes: Supervisor Alioto, Hongisto, Hsieh, Kennedy, Maher, Nelder - 6.

Noes: Supervisor Britt, Gonzalez, Hallinan, Walker, Ward - 5.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to eliminate projected revenues generated by \$8 apartment unit fee.

Motion to amend adopted by the following vote:

Ayes: Supervisors Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 7.

Noes: Supervisors Alioto, Britt, Hallinan, Walker - 4.

Supervisor Maher, seconded by Supervisor Hsieh, moved to increase salary savings from all departments by one percent which would generate \$5.5 million available funds.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Hongisto, Hsieh, Kennedy, Maher, Nelder - 6.

Noes: Supervisors Britt, Gonzalez, Hallinan, Walker, Ward - 5.

Supervisor Gonzalez, seconded by Supervisor Walker, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

After a period of discussion, Supervisor Walker, seconded by Supervisors Gonzalez and Hallinan, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The Clerk stated the motion before the Board is to amend the budget to impose a one percent salary savings on all general fund departments.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Supervisor Nelder, seconded by Supervisor Maher, moved to delete 100 percent general funds appropriated for travel, training, entertainment and membership.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Hongisto, Hsieh, Nelder - 4.

Noes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 7.

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Supervisor Nelder, seconded by Supervisor Hsieh, moved to delete \$1.5 million from the Mayor's budget.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher, Nelder - 3.

Noes: Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Supervisor Maher, seconded by Supervisor Alioto, moved to amend to add projected \$1.6 million generated by implementing the boot program and projected \$1 million from the parking amnesty program.

Supervisor Maher, seconded by Supervisor Hsieh, moved substitute amendment to add projected \$1.5 million revenues generated by parking amnesty program, backed up by the General Fund Reserve until the Controller certifies the funds are available.

Substitute amendment adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisors Britt, Hallinan, Walker, Ward - 4.

Supervisor Hsieh moved to amend by eliminating the one-half percent salary savings reserved for AIDS early prevention.

Motion lost for want of a second.

Supervisor Maher, seconded by Supervisor Kennedy, moved to include projected revenues generated by imposing \$50 business registration fee to balance the budget.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher - 5.

Noes: Supervisors Britt, Gonzalez, Hongisto, Nelder, Walker, Ward - 6.

Supervisor Britt, seconded by Supervisor Maher, moved that language be added which would indicate the first \$1.5 million of the \$2.3 million jail bond funds returned to the general fund to reimburse architectural services, subsequent to passage of the November jail bond measure, and be set aside in the AIDS/HIV program reserve.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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Supervisor Kennedy, seconded by Supervisor Hsieh, moved to change the business registration fee to \$30.

After a period of debate, Supervisor Kennedy, seconded by Supervisor Hsieh, moved substitute amendment to change the business registration fee to \$35.

After another period of debate, there being no objection, Supervisor Kennedy withdrew the pending amendments.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend by eliminating 100 percent of general funds appropriated for travel, training, entertainment and membership.

After a period of discussion, Supervisor Hongisto, seconded by Supervisors Kennedy and Nelder, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Noes: Supervisors Kennedy, Walker, Ward - 3.

The roll was called on the motion to eliminate 100 percent of general funds appropriated for travel, training, entertainment and membership and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Hongisto, Hsieh, Maher, Nelder - 5.

Noes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend to change the business registration fee to \$35.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kennedy, Maher, Ward - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Nelder, Walker - 6.

Supervisor Hongisto, seconded by Supervisor Nelder, moved to delete all new general fund positions, with the exception of those already filled, court-mandated or revenue generators.

Consideration continued to July 25, 1990 recessed meeting.
(See infra.)

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Consideration Continued

[Annual Appropriation Ordinance]

Annual Appropriation Ordinance for fiscal year 1990-91.

An ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the fiscal year ending June 30, 1991.

File 101-90-2, Ordinance No.

(Pursuant to Administrative Code Section 3.5, the Board of Supervisors shall pass for second reading the Annual Appropriation Ordinance on or before the twenty-sixth day of July.)

Consideration continued to July 25, 1990 recessed meeting. (See infra.)

(Supervisor Maher dissenting in Committee.)

[Annual Salary Ordinance]

Annual Salary Ordinance for fiscal year 1990-91.

An ordinance enumerating all positions continued or created by the Board of Supervisors in adopting the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments, thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

File 102-90-2, Ordinance No.

(Pursuant to Administrative Code Section 3.5, the Board of Supervisors shall pass for second reading the Annual Salary Ordinance on or before the twenty-sixth day of July.)

Consideration continued to July 25, 1990 recessed meeting. (See infra.)

Recommendations of Administration and Oversight Committee

Ordered Submitted

[Ballot Measure]

Charter amendment (Third Draft) amending Section 8.506-2 and adding Section 8.506-5 to permit the Board of Supervisors to contract with the Public Employees' Retirement System ("PERS") for the transfer of the Airport Police to the PERS "2 percent at age 50" plan, removing the no net increase in cost requirement for this group. (Supervisor Nelder)

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File 252-90-1

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Rereferred to Committee with pending Amendment of the Whole

(Supervisor Hsieh dissenting in Committee.)

[Ballot Measure]

Charter amendment (First Draft) adding Section 6.415 to establish an annual allocation of General Fund monies to the Housing Affordability Fund. (Supervisors Walker, Gonzalez)

File 254-90-1

(NOTE - City Attorney has not approved as to form this Charter amendment.)

(July 16, 1990 - Consideration continued to July 23, 1990 with pending amendment of the whole (second draft) bearing same title.)

Supervisor Walker, seconded by Supervisor Maher, moved to rerefer to Committee.

Motion to rerefer to committee with pending amendment adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Britt, Gonzalez, Hongisto - 3.

From Administration and Oversight Committee
Without Recommendations

Rereferred to Committee

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 8.509, 8.511, 8.557, 8.559-13, 8.581, 8.585-13, 8.586-13 and 8.588-13, regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder)

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File 235-90-1

Supervisor Nelder, seconded by Supervisor Kennedy, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Recess

At the request of President Britt, the Board recessed at the hour of 2:45 p.m. to convene in closed session pursuant to Government Code Section 54956.9(b)(1) and (b)(2) to meet with the City Attorney to determine whether significant exposure to litigation exists based on statement made concerning the impact of the proposed charter amendment to remove control of off-street parking facilities from the airports commission and to transfer control to the department of parking and traffic control.

Reconvening of the Board

The Board, at the hour of 3:02 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney to determine whether significant exposure to litigation exists as provided in the Government Code and the Board of Supervisors has been advised whether such exposure exists.

Refused Submission

(See Journal of Proceedings of July 25, 1990.)

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.691 to remove control of off-street parking facilities from the airports commission and Section 3.698-3 to allow the Board of Supervisors to transfer to the department of parking and traffic control over off-street parking facilities at the airport. (Supervisor Maher)

File 245-90-1

Refused submission by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher - 3.

Noes: Supervisors Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 8.

Consideration Continued

(Supervisor Hallinan dissenting in Committee.)

(See Journal of Proceedings of July 25, 1990.)

[Ballot Measure]

Charter amendment (First Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5 and 8.590-6 to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to wages, hours, benefits and other terms and conditions of employment notwithstanding any other provision of the charter. (Supervisor Nelder)

File 253-90-1

(NOTE - City Attorney has not approved as to form this charter amendment.)

(July 16, 1990 - Consideration continued to July 23, 1990 with pending amendment to add Section 8.590-7 as follows: This article in its entirety shall be subject to Charter Section 8.500 and any ordinances enacted pursuant thereto. Any agreement reached by the parties or any decision of the Arbitration Board authorizing a modification of any aspect of the provisions for or delivery of retirement benefits shall not become effective until the Retirement Board certifies that there is no risk to the tax qualified status of the plan. The Board of Supervisors shall enact an ordinance implementing the modifications upon a finding that the modifications do not pose a risk to the tax qualified status of the plan.)

Supervisor Ward, seconded by Supervisor Kennedy, moved to continue consideration to July 30, 1990 with pending amendment of

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the whole entitled, Charter amendment (Third Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5, 8.590-6 and 8.590-7 to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to wages, hours, benefits and other terms and conditions of employment notwithstanding any other provision of the charter.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Walker, Ward - 7.

Noes: Supervisors Gonzalez, Hsieh, Maher, Nelder - 4.

Recommendations of Administration and Oversight Committee

Finally Passed

[Contract Amendment]

Ordinance authorizing an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City and County relating to retirement benefits for certain City employees (Probation Officers and Juvenile Hall Counselors). (Mayor)

File 154-89-3.1, Ordinance No. 286-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[License of Municipal Railway Transit Software]

Ordinance amending Administrative Code, authorizing the license and customization of Municipal Railway transit software. (Public Utilities Commission)

File 97-90-35, Ordinance No.

(Adds Section 1.37.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Municipal Railway Transit Software Fund]
Ordinance amending Administrative Code, creating a Municipal Railway Software Fund for the purpose of receiving and expending monies generated from the licensing and customization of transit related software; companion measure to File 97-90-35. (Public Utilities Commission)

File 97-90-36, Ordinance No.

(Adds Section 10.117-99.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

Adopted

[Claim Against the Government]
Resolution waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County in the sum totalling \$1,616.14 respectively, a legal obligation of the City and County. (Employees Retirement System)

File 23-90-1, Resolution No. 581-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[State Grant]
Resolution authorizing the Chief of Police of the City and County to apply for and accept grant funds in the amount of \$105,000 from the Office of Criminal Justice Planning for the Gang Violence Suppression Program and agreeing to provide cash match in the amount of \$35,000. (Mayor and Police Department)

File 143-90-3, Resolution No. 586-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

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Absent: Supervisor Ward - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Communicable Disease Control, Tuberculosis Control Division, to apply for, accept and expend a grant of \$378,565, from the Department of Health and Human Services for the Tuberculosis Control Project. (Mayor)

File 146-90-45, Resolution No. 587-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendations of City Services Committee

Passed for Second Reading as Amended

[Charitable Solicitation]

Ordinance amending Police Code, relating to regulating the sales and solicitation activities of charitable organizations. (Supervisors Walker, Alioto, Hongisto, Nelder)

File 121-90-3, Ordinance No.

(Amends Sections 660, 660.1, 660.2, 660.3, 660.4 and 660.14;
Adds Sections 660.4-1; 660.4-2 and 660.14-1.)

Supervisor Walker, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Passed for Second Reading

[Sidewalk Peddlers]

Ordinance amending Police Code, relating to peddling on the public sidewalks. (Supervisors Walker, Alioto, Hongisto, Nelder)

File 121-90-4, Ordinance No.

(Amends Section 869.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted

[National Healthcare Now Week]

Resolution urging the Mayor to declare the week of September 1, 1990 through September 7, 1990, National Healthcare Now Week. (Supervisor Hallinan)

File 4-90-23, Resolution No. 578-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted as Amended

[Interdepartmental Task Force]

((Resolution urging the Mayor to urge the Public Utilities Commission and Police Commission, and urging the District Attorney, to create an Interdepartmental Task Force to investigate ways to stop illegal street corner sales of Municipal Railway bus transfers and fast passes, and to report findings and recommendations to the City Services Committee of the Board of Supervisors by September 18, 1990.)) (Supervisors Alioto, Hongisto, Nelder, Gonzalez)

Resolution creating an Interdepartmental Task Force to investigate ways to stop illegal street corner sales of Municipal Railway bus transfers and fast passes; to consider reducing fares to permit allowing "per trip" fares; and to report findings and recommendations to the City Services Committee of the Board of Supervisors by September 18, 1990.

File 7-90-5.1, Resolution No. 579-90

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to amend the legislation to delete "urging the Mayor to urge the Public Utilities Commission, the Police Commission and the District

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Attorney" and create an interdepartmental task force; to add a further resolved clause that the task force shall be composed of: the Budget Analyst or his designee; the district attorney or his designee; the mayor or his designee; the police chief or his designee; the head of Public Utilities Commission or his designee; the head of the Municipal Railway or his designee; or, if each department head shall choose not to participate, five other persons appointed by the Board of Supervisors and to add another further resolved clause that the representatives of the task force be designated by August 15, 1990."

Motion to amend adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to further amend by adding the following: "FURTHER RESOLVED, That the Task Force prepare a report to the Board consisting on the advisability and feasibility of eliminating the use of Muni transfers permanently and reducing Muni fares to a level that would allow only per trip fares".

Motion to amend adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Britt - 1.

Absent: Supervisors Alioto, Hongisto - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Adopted

[Permit]

Resolution granting revocable permission to Children's Hospital to install two (2) 4-inch conduits and two (2) splice boxes under Maple Street for telecommunication purposes connecting Assessor's Block 1016, Lot 2 and Assessor's Block 1017, Lot 28. (Department of Public Works)

File 10-90-5, Resolution No. 580-90

Adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading

[Landmark]

Ordinance designating the Richard E. Queen House at 2212 Sacramento Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From Economic and Social Policy Committee
Without Recommendation

Adopted

[Street Name Change]

Resolution changing the name of a portion of First Street between Bryant and Townsend Streets to Delancey Street. (Supervisors Maher and Walker)

File 75-90-1, Resolution No. 585-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Peter Mendoza;
David Robinson.

Monday, July 23, 1990

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Consideration Continued to Recessed Meeting

[Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1990-1991; approving and authorizing an amendment to the indebtedness limitation agreement between the Redevelopment Agency and the City and County of San Francisco; and approving the issuance by the agency of bonds in an aggregate principal amount not to exceed \$23,000,000 for the purpose of financing redevelopment activities in fiscal year 1990-1991. (Supervisor Walker)

File 161-90-6, Resolution No.

Question on adoption.

[California Health Access Plan]

Resolution commending Senator Nicholas Petris for introducing the California Health Access Plan in SB 2868, endorsing the principles and goals of the plan and urging the State Legislature to urge the Governor to immediately implement the plan. (Supervisor Walker)

File 12-90-25, Resolution No.

Question on adoption.

[Sister City Program - Leningrad]

Resolution urging the Mayor to discuss with representatives from Leningrad and to consider, the establishment of a Sister City Program with the City of Leningrad. (Supervisor Walker)

File 214-90-3, Resolution No.

Question on adoption.

Monday, July 23, 1990

[Grant - State Funds]

Resolution authorizing the Department of Public Health to apply for and accept funds from State Department of Health Services for California Healthcare for Indigents Program (CHIP) in the amount of \$17,023,899 for fiscal year 1990-91. (Supervisor Walker)

File 146-90-49, Resolution No.

Question on adoption.

The foregoing items on the Adoption Without Committee Reference Calendar were continued to the recessed meeting of July 25, 1990.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Consideration Continued to Recessed Meeting

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-30, Resolution No.

Question on adoption.

[Shelter Rehabilitation Work]

Resolution finding that an emergency exists in providing shelter to homeless victims of the Loma Prieta Earthquake and the immediate need for the rehabilitation of shelter facilities for this purpose; urging the Chief Administrative Officer to request the Director of Public Works to proceed in a most expeditious manner, in concert with the Mayor's Office, the Department of Social Services and the Redevelopment Agency to obtain the services of architectural, engineering, project management and construction firms and the funding therefor from the Mayor's Earthquake Fund to provide all necessary planning, design and construction services for this purpose. (Supervisor Walker)

File 83-90-3, Resolution No.

Question on adoption.

(The Immediate Adoption Calendar includes the following resolutions submitted after preparation of the calendar.)

Monday, July 23, 1990

Consideration Continued to Recessed Meeting

[Commendation]

Resolution commending Keiko Fukuda on her outstanding achievements.

File 4-90-28, Resolution No.

Supervisor Maher presented for immediate adoption.

[Proclamation]

Resolution urging his Honor, the Mayor, to declare the week of August 14 through 20, 1990 as "Sir Winston Churchill Week".

File 4-90-29, Resolution No.

Supervisor Nelder presented for immediate adoption.

[Street Closing]

Resolution authorizing temporary closing of a portion of China Basin Street, between Third and Mission Rock Streets, on Saturday, July 28, 1990, from 9:00 a.m. to 5:00 p.m., for the H & H Ship Service Company's Fortieth Anniversary party.

File 42-90-27, Resolution No.

Supervisor Gonzalez presented for immediate adoption.

[Earthquake Relief]

Resolution supporting relief efforts for victims of the Philippine earthquake.

File 270-90-19, Resolution No.

Supervisor Maher presented for immediate adoption.

The foregoing items on the Immediate Adoption Calendar were continued to the recessed meeting of July 25, 1990.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Grants - Private Funds]

Resolution authorizing the Office of the Mayor to accept and expend

Monday, July 23, 1990

grant funds in the total amount of \$77,991 from various foundations to support the Mayor's Interfaith Task Force on the Homeless and the 1990-91 Interfaith Emergency Winter Shelter Program. (Supervisor Walker presented.) Referred to Finance Committee.

File 68-90-14

Recess

Supervisor Walker, seconded by Supervisor Nelder, moved that the Board recess to reconvene at 7:30 p.m.

Motion to recess adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Nelder, Walker - 5.

Noes: Supervisors Hongisto, Hsieh, Maher, Ward - 4.

Absent: Supervisors Alioto, Gonzalez - 2.

The Board, at the hour of 6:00 p.m., recessed.

Reconvening of the Board

The Board, at the hour of 7:42 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Noted absent:

Supervisors Gonzalez, Hongisto, Hsieh, Maher - 4.

Quorum present.

Supervisor Gonzalez was noted present at 7:45 p.m.

Supervisor Hongisto was noted present at 8:00 p.m.

Supervisor Hsieh was noted present at 7:45 p.m.

Supervisor Maher was noted present at 7:45 p.m.

Recess

At the hour of 12:46 a.m., Supervisor Walker, seconded by Supervisor Gonzalez, moved to recess until 2:00 p.m., Wednesday, July 25, 1990.

Monday, July 23, 1990

Motion to recess refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker - 5.

Noes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder,
Ward - 6.

Recess

Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board recess to reconvene Wednesday, July 25, 1990 at 2:00 p.m.

Motion to recess adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Nelder, Walker, Ward - 7.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Maher - 4.

RECESS

The Board, at the hour of 1:14 a.m., recessed to reconvene on Wednesday, July 25, 1990 at 2:00 p.m.

JOURNAL OF PROCEEDINGS

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

RECESSED MEETING

Wednesday, July 25, 1990 - 2:00 P.M.

The Board of Supervisors of the City and County of San Francisco met in recessed session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:43 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Noted absent at first roll call:

Supervisor Ward - 1.

Quorum present.

Supervisor Ward was noted present at 2:57 p.m.

From Finance Committee

Passed for Second Reading as Amended

[Residential Rent Stabilization and Arbitration Fee]
Ordinance amending Administrative Code, to reduce the residential unit fee from \$8 to \$4, to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from ninety (90) to sixty (60) days, to expand the penalty and interest period, and to delete the termination clause. (Mayor)

File 97-90-30, Ordinance No.

(Amends Sections 37A.1, 37A.2, 37A.6, 37A.8, 37A.12 and 49.2.)

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to reduce the residential unit fee from "\$8" to "\$4" by amending Section 37A2 and to amend the title accordingly to read: "Ordinance amending Administrative Code, to reduce the residential unit fee from \$8 to \$4, to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from ninety (90) to sixty (60) days, to expand the penalty and interest period, and to delete the termination clause."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

[Business/Payroll Expense Tax Changes]
Ordinance amending Part III of the Municipal Code (Payroll Tax Ordinance and Business Tax Ordinance), to reduce the annual business tax registration fee from \$200 to ((\$150)) \$75, to eliminate the credit against business or payroll expense taxes for business tax registration fees paid, to codify the reversion of tax rates to the pre-July 1, 1988 level; operative date. (Mayor)

File 127-90-5, Ordinance No.

(Amends Section 1007;
Adds Sections 1004.17 and 903.1.)

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to reduce the annual business tax registration fee from "\$200" to "\$75" and to amend the title accordingly to read: "Ordinance amending Part III of the Municipal Code (Payroll Tax Ordinance and Business Tax Ordinance), to reduce the annual business tax registration fee from \$200 to \$75, to eliminate the credit against business or payroll expense taxes for business tax registration fees paid, to codify the reversion of tax rates to the pre-July 1, 1988 level; operative date."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Wednesday, July 25, 1990

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Adopted as Amended

[Annual Budget]

Annual Budget of the City and County of San Francisco for the fiscal year 1990-91. (Mayor)

File 100-90-1

(July 23, 1990 - Amended; Consideration continued to recessed meeting of July 25, 1990 with pending amendment.)

There being no objection, Supervisor Hongisto withdrew his pending motion to amend to delete all new general fund positions, with the exception of those already filled, court-mandated or revenue generators.

Supervisor Hongisto moved to amend to increase the salary savings an additional 1.32 percent on all departments with over \$1 million salaries.

Motion lost for want of a second.

Supervisor Alioto, seconded by Supervisor Walker, moved to restore into the budget revenue proceeds from \$8 residential rent stabilization and arbitration fee.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Walker - 4.

Noes: Supervisors Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 7.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to amend the budget by imposing an additional one percent salary savings from all non-revenue producing departments with exemptions (police, fire, nurses, Assessor, Sheriff, Tax Collector, Department of Parking and Traffic, Laguna Honda Hospital and Library Department).

Motion refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to amend the budget to add \$1.2 million to available revenues by reducing funds budgeted for entertainment by 100 percent and by reducing travel, training and memberships by 71.56 percent of general funds from all departments.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisors Gonzalez, Hallinan, Walker, Ward - 4.

Supervisor Hallinan, seconded by Supervisor Walker, moved to add to the revenue side of the budget proceeds from business tax registration fee at the rate of \$125.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Walker, Ward - 5.

Noes: Supervisors Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder - 6.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to add to the revenue side of the budget proceeds from business tax registration fee at the rate of \$100.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Noes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder - 5.

Supervisor Walker, seconded by Supervisor Gonzalez, moved to amend the budget to restore funding for the Board of Supervisors legislative policy staff in the amount of \$234,000 from special needs reserve.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Walker, Ward - 7.

Noes: Supervisors Hallinan, Hsieh, Maher, Nelder - 4.

Supervisor Walker, seconded by Supervisor Alioto, moved to amend the budget to add revenues generated by imposing additional 0.2

percent salary savings, with exceptions of essential services (uniformed police and fire, muni operators, nurses, Sheriff) and revenue producing positions (Assessor, Tax Collector, Parking and Traffic Department, Laguna Honda Hospital) and to designate \$300,000 from Special needs reserve funds generated by the boot program for neighborhood health clinics (29th Street and Potrero Hill Clinics).

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

The roll was called on the budget as amended and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 7.

Noes: Supervisors Hongisto, Hsieh, Maher, Nelder - 4.

Supervisor Maher, seconded by Supervisor Hsieh, moved to amend by imposing additional salary savings of about \$24 million and include revenues from \$50 business registration fee.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy, Maher - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker, Ward - 8.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to amend the budget by imposing two and one-half percent (2.5%) salary savings to balance the budget with remaining salary savings used for programs dealing with AIDS.

There being no objection, Supervisor Hongisto withdrew his motion to amend.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to amend to not fill 35 new general fund positions that are currently unfilled, with the exceptions of court mandated and revenue producing positions.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy, Maher, Nelder - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Wednesday, July 25, 1990

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to amend the budget by imposing two and one-half percent (2.5%) salary savings to balance the budget with remaining salary savings used for programs dealing with AIDS.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh - 2.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Supervisor Nelder moved to amend the budget to add revenues generated by imposing \$4 apartment unit fee, \$50 business registration fee, not fund 20 positions and delete \$500,000 from the Mayor's budget.

Motion lost for want of a second.

Supervisor Maher, seconded by Supervisor Hsieh, moved to reduce the business registration fee to \$75 and increase the salary savings by \$1.1 million.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy, Maher - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisor Ward - 1.

Supervisor Alioto, seconded by Supervisor Walker, moved to amend the budget to add revenues generated by imposing \$75 business registration fee and \$5 residential unit fee.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Walker - 2.

Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 8.

Absent: Supervisor Ward - 1.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to amend by deleting 35 positions and increasing the salary savings.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy - 3.

Wednesday, July 25, 1990

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker - 7.

Absent: Supervisor Ward - 1.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to add revenues generated by imposing \$50 business registration fee, \$4 apartment unit fee, and not fund 36 new jobs.

There being no objection, Supervisor Nelder withdrew her motion.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to add revenues generated by imposing \$75 business registration fee, \$4 apartment unit rent fee and \$500,000 from capital improvement reserves, to balance the budget.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Noes: Supervisors Gonzalez, Hongisto, Hsieh, Maher - 4.

The roll was then called on the Annual Budget, as amended, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Passed for Second Reading as Amended

[Annual Appropriation Ordinance]

Annual Appropriation Ordinance for fiscal year 1990-91.

An ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the fiscal year ending June 30, 1991.

File 101-90-2, Ordinance No.

(Pursuant to Administrative Code Section 3.5, the Board of Supervisors shall pass for second reading the Annual Appropriation Ordinance on or before the twenty-sixth day of July.)

Supervisor Nelder, seconded by Supervisor Walker, moved to amend to conform the Annual Appropriation Ordinance to the Annual Budget as amended.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Adopted

[Annual Appropriation Ordinance]

Motion authorizing the Controller to adjust interdepartmental appropriations, make necessary transfers to correct objects of expenditure classifications and to correct clerical or computational errors as may be ascertained by the Controller to exist in the 1990-91 Annual Budget as adopted by the Board of Supervisors and directing the Clerk of the Board to notify the Controller.

File 101-90-2.1

Supervisor Walker presented for immediate adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Passed for Second Reading as Amended

[Annual Salary Ordinance]

Annual Salary Ordinance for fiscal year 1990-91.

An ordinance enumerating all positions continued or created by the Board of Supervisors in adopting the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments, thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

File 102-90-2, Ordinance No.

(Pursuant to Administrative Code Section 3.5, the Board of Supervisors shall pass for second reading the Annual Salary Ordinance on or before the twenty-sixth day of July.)

Wednesday, July 25, 1990

Supervisor Nelder, seconded by Supervisor Walker, moved to amend to conform the Annual Salary Ordinance to the Annual Budget as amended.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

From Administration and Oversight Committee
Without Recommendations

Consideration Resumed; Rescinded;
Consideration Continued

(Supervisor Hallinan dissenting in Committee.)

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.691 to remove control of off-street parking facilities from the airports commission and Section 3.698-3 to allow the Board of Supervisors to transfer to the department of parking and traffic control over off-street parking facilities at the airport. (Supervisor Maher)

File 245-90-1

(July 23, 1990 - Refused submission.)

Supervisor Maher, seconded by Supervisor Hallinan, moved to rescind the previous vote taken on July 23, 1990.

No objection and motion carried.

Supervisor Maher, seconded by Supervisor Hallinan, moved to continue consideration to July 30, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Noes: Supervisor Hongisto - 1.

Absent: Supervisor Ward - 1.

Consideration Resumed; Rescinded;
Ordered Submitted as Amended

(Supervisor Hallinan dissenting in Committee.)

[Ballot Measure]

Charter amendment (First Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5 and 8.590-6 to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to wages, hours, benefits and other terms and conditions of employment notwithstanding any other provision of the charter. (Supervisor Nelder)

File 253-90-1

(NOTE - City Attorney has not approved as to form this charter amendment.)

(July 23, 1990 - Consideration continued to July 30, 1990 with pending amendment of the whole entitled, Charter amendment (Third Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5, 8.590-6 and 8.590-7 to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to wages, hours, benefits and other terms and conditions of employment notwithstanding any other provision of the charter.")

Supervisor Nelder, seconded by Supervisor Ward, moved to rescind the previous vote that was taken on July 23, 1990.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The roll was called on the pending amendment of the whole (Third Draft) and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to further amend Section 8.590-5 to exempt consent decree related issues from interest arbitration.

Wednesday, July 25, 1990

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Ward, seconded by Supervisor Kennedy, moved an amendment of the whole (Fourth Draft).

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Kennedy, Walker, Ward - 6.

Noes: Supervisors Alioto, Gonzalez, Hsieh, Maher, Nelder - 5.

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to further amend to exempt consent decree related issues from interest arbitration and to amend Section 8.590-5(g)2 to read as follows: "any procedures or practices relating to the processing and disposition of complaints handled by the Office of Citizens' Complaints; or matters relating to disciplinary procedures that apply to disciplinary actions involving members of the San Francisco Police Department, Fire Department and Airport Police covered by these sections; or matters covered by Charter Section 8.343".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Nelder, seconded by Supervisor Gonzalez, moved an amendment of the whole, consisting of the Third Draft and amendments moved by Supervisor Gonzalez, entitled "Charter amendment (Fifth Draft) adding Sections 8.590-1, 8.590-2, 8.590-3, 8.590-4, 8.590-5, 8.590-6 and 8.590-7 thereto, to permit firefighters, police officers and airport police to engage in collective bargaining and interest arbitration of all matters relating to the wages, hours, benefits and other terms and conditions of employment, notwithstanding any other provision of the Charter."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Noes: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Ward - 7.

Noes: Supervisors Hallinan, Hongisto, Kennedy, Walker - 4.

Recess

Supervisor Walker, seconded by Supervisor Nelder, moved to recess to reconvene at 8:30 p.m.

Motion to recess adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Maher, Nelder, Walker - 6.

Noes: Supervisors Alioto, Hongisto, Hsieh, Kennedy, Ward - 5.

The Board, at the hour of 7:00 p.m., recessed.

Reconvening of the Board

The Board, at the hour of 8:49 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 7.

Noted absent:

Supervisors Hongisto, Hsieh, Maher, Ward - 4.

Quorum present.

Supervisor Hongisto was noted present at 8:51 p.m.

Supervisor Hsieh was noted present at 8:59 p.m.

Supervisor Maher was noted present at 8:59 p.m.

Supervisor Ward was noted present at 8:59 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Wednesday, July 25, 1990

Severed from Adoption Without Committee Reference Calendar

Supervisor Walker requested that the following measures be removed from the Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[California Health Access Plan]

Resolution commending Senator Nicholas Petris for introducing the California Health Access Plan in SB 2868, endorsing the principles and goals of the plan and urging the State Legislature to urge the Governor to immediately implement the plan. (Supervisor Walker)

File 12-90-25, Resolution No.

At the request of Supervisor Walker, subject legislation referred to City Services Committee with request it be considered as soon as possible.

Adopted

[Sister City Program - Leningrad]

Resolution urging the Mayor to discuss with representatives from Leningrad and to consider, the establishment of a Sister City Program with the City of Leningrad. (Supervisor Walker)

File 214-90-3, Resolution No. 602-90

Supervisor Walker, seconded by Supervisor Hallinan, moved to suspend the rule requiring reference of above subject legislation to committee.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy, Nelder - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy, Nelder - 3.

The Board resumed its consideration of the following items on the Adoption Without Committee Reference Calendar.

Wednesday, July 25, 1990

For Adoption Without Committee Reference

Adopted

[Redevelopment Agency Budget and Bonds]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1990-1991; approving and authorizing an amendment to the indebtedness limitation agreement between the Redevelopment Agency and the City and County of San Francisco; and approving the issuance by the agency of bonds in an aggregate principal amount not to exceed \$23,000,000 for the purpose of financing redevelopment activities in fiscal year 1990-1991. (Supervisor Walker)

File 161-90-6, Resolution No. 603-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health to apply for and accept funds from State Department of Health Services for California Healthcare for Indigents Program (CHIP) in the amount of \$17,023,899 for fiscal year 1990-91. (Supervisor Walker)

File 146-90-49, Resolution No. 595-90

Adopted.

The foregoing items on the Adoption Without Committee Reference Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Maher, Ward - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Walker requested that the following measure be removed from the Immediate Adoption Calendar and considered separately.

Wednesday, July 25, 1990

Adopted as Amended

[Shelter Rehabilitation Work]

((Resolution finding that an emergency exists in providing shelter to homeless victims of the Loma Prieta Earthquake and the immediate need for the rehabilitation of shelter facilities for this purpose; urging the Chief Administrative Officer to request the Director of Public Works to proceed in a most expeditious manner, in concert with the Mayor's Office, the Department of Social Services and the Redevelopment Agency to obtain the services of architectural, engineering, project management and construction firms and the funding therefor from the Mayor's Earthquake Fund to provide all necessary planning, design and construction services for this purpose.)) (Supervisor Walker)

Resolution finding that an emergency exists mandating the immediate provision of shelter to homeless victims of the Loma Prieta Earthquake and the immediate need for the rehabilitation of shelter facilities for this purpose; urging the Mayor and the Chief Administrative Officer to request the Office of Community Development staff and the Director of Public Works to proceed in a most expeditious manner, in concert with the Department of Social Services and the Redevelopment Agency to obtain the services of architectural, engineering, project management, rehabilitation and construction firms utilizing minority and women owned business to the greatest extent possible and authorizing the funding therefor from the Mayor's Earthquake Fund and FEMA grants to provide all necessary planning, design, rehabilitation and construction services for this purpose.

File 83-90-3, Resolution No. 600-90

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole entitled, "Resolution finding that an emergency exists mandating the immediate provision of shelter to homeless victims of the Loma Prieta Earthquake and the immediate need for the rehabilitation of shelter facilities for this purpose; urging the Mayor and the Chief Administrative Officer to request the Office of Community Development staff and the Director of Public Works to proceed in a most expeditious manner, in concert with the Department of Social Services and the Redevelopment Agency to obtain the services of architectural, engineering, project management, rehabilitation and construction firms utilizing minority and women owned business to the greatest extent possible and authorizing the funding therefor from the Mayor's Earthquake Fund and FEMA grants to provide all necessary planning, design, rehabilitation and construction services for this purpose."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Maher, Ward - 3.

Adopted as amended by the following vote:

Wednesday, July 25, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Maher, Ward - 3.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-30, Resolution No. 596-90

(Willie B. Kennedy, member, Board of Supervisors, August 3 - 16; Donald W. Dickinson, County Clerk/Executive Officer, June 25 - July 6; Kenneth E. Dowlin, City Librarian, July 28 - August 1; Sharon B. Duvall, member, Airports Commission, July 23 - 27; Robert H. Feldman, Executive Director, Board of Permit Appeals, July 21 - 29; H. Welton Flynn, member, Public Utilities Commission, July 23 - 31 and August 26 - September 5; Leonard Graff, member, Human Rights Commission, August 15 - September 2; Allen C. Haile, member, Social Services Commission, July 19 - 22; Ralph D. House, member, Board of Permit Appeals, July 18 - 31; Mamie How, President, Rent Board, July 20 - 30; James D. Jefferson, President, Fire Commission, July 14 - 21; Doug Norby, member, Film and Video Arts Commission, July 7 - 14; Harry S. Parker, III, Director, Fine Arts Museums, August 3 - 19; Louise H. Renne, City Attorney, July 22 - August 6; Michael Rossoff, member, Rent Board, July 12 - 17; Peter Sammon, member, Human Rights Commission, July 26 - August 7, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Commendation]

Resolution commending Keiko Fukuda on her outstanding achievements. (Supervisor Maher)

File 4-90-28, Resolution No. 597-90

Adopted.

Wednesday, July 25, 1990

[Proclamation]

Resolution urging his honor, the Mayor to declare the week of August 14 through 20, 1990 as "Sir Winston Churchill Week". (Supervisor Nelder)

File 4-90-29, Resolution No. 598-90

Adopted.

[Street Closing]

Resolution authorizing the temporary closing of a portion of China Basin Street for the H & H Ship Service Company's Fortieth Anniversary party. (Supervisor Gonzalez)

File 42-90-27, Resolution No. 599-90

(China Basin Street (near Pier 48 - shed A), between Third and Mission Rock Streets, on Saturday, July 28, 1990, from 9:00 a.m. to 5:00 p.m.)

Adopted.

[Earthquake Relief]

Resolution supporting relief efforts for victims of the Phillippine Earthquake. (Supervisor Maher)

File 270-90-19, Resolution No. 601-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Maher, Ward - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Grants - Private Funds]

Resolution authorizing the Office of the Mayor to accept and expend grant funds in the total amount of \$77,991 from various foundations

to support the Mayor's Interfaith Task Force on the Homeless and the 1990-91 Interfaith Emergency Winter Shelter Program. (Supervisor Walker presented.) Referred to Finance Committee.

File 68-90-14

Requests for Hearings

File 75-90-2, By Supervisors Britt, Maher, Walker: To consider changing the name of Lech Walesa Street. Referred to City Services Committee.

File 174-90-4.1, By Supervisor Ward: To consider extending by one year the Arts Organizations Task Force. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Nelder, that City Attorney provide written opinion, within the next week, concerning the legality of calling a closed session executive meeting without direct evidence of litigation pending or in fact threatened by specifiabale persons or sources, involving the City and County of San Francisco.

By Supervisor Kennedy, that letter of inquiry be sent to General Manager, Public Utilities, to determine whether rules regarding detention of citizens of the City and County of San Francisco may be forwarded to the Board regarding an incident that occurred on July 6, 1990 on bus number 22 at 8:00 a.m. and on bus number 5247 when citizens were detained for a lengthy period of time.

By Supervisor Kennedy, that letter be sent to Chief of Police to inquire whether tour buses at 27th Avenue and Geary Boulevard are being cited for double parking and blocking traffic.

By Supervisor Kennedy, that City Attorney prepare appropriate legislation which will create a civil service system reform advisory committee.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Tommy Harris (By the entire Board)
John Hussey (Supervisors Walker, Britt)
Clemente Oregon (Supervisor Gonzalez)
Kim Pennington (Supervisors Walker, Hallinan)
Kai Sik Wong (Supervisor Britt)

File 2-90-30

Unanimously adopted by a rising vote.

Wednesday, July 25, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 12:07 a.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 19, 1991

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Vol. 85

No. 31

DOCUMENTS DEPT.

JUL 9 1991

**SAN FRANCISCO
PUBLIC LIBRARY**

Monday, July 30, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, July 30, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Alioto, Kennedy, Maher, Ward - 4.

Quorum present.

Supervisor Alioto was noted present at 2:30 p.m.

Supervisor Kennedy excused. (See infra.)

Supervisor Maher was noted present at 2:20 p.m.

Supervisor Ward was noted present at 2:31 p.m.

Supervisor Kennedy Excused

The Clerk announced that Supervisor Kennedy requested to be excused from attending today's meeting.

Supervisor Walker, seconded by Supervisor Hongisto, moved to excuse Supervisor Kennedy from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

Monday, July 30, 1990

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Maher, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Monday, March 5, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[License of Municipal Railway Transit Software]
Ordinance amending Administrative Code, authorizing the license and customization of Municipal Railway Transit Software. (Public Utilities Commission)

File 97-90-35, Ordinance No. 292-90

(Adds Section 1.37.)

Finally passed.

[Municipal Railway Transit Software Fund]
Ordinance amending Administrative Code, creating a Municipal Railway Software Fund for the purpose of receiving and expending monies generated from the licensing and customization of transit related software; companion measure to File 97-90-35. (Public Utilities Commission)

File 97-90-36, Ordinance No. 293-90

(Adds Section 10.117-99.)

Finally passed.

Adopted

[Prop J Contract]
Resolution concurring with the Controller's certification that uniformed security services can be practically performed for the Public Utilities Commission by a private contractor for a lower cost than similar work services performed by the City and County employees. (Public Utilities Commission)

Monday, July 30, 1990

File 25-90-22, Resolution No. 610-90

Adopted.

[Grant - State]

Resolution authorizing the Department of Public Health, Central Administration, to apply for and accept a grant of \$3,991,643 from the State Department of Health Services for capital improvements projects under AB 75. (Supervisor Walker)

File 146-90-48, Resolution No. 622-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$21,000 available from the United States Department of Education for a Project Read Outreach Program for fiscal year 1990-91. (Public Library)

File 147-90-4, Resolution No. 623-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$24,000 available from the United States Department of Education to expand the operation of Project Read for fiscal year 1990-91. (Public Library)

File 147-90-5, Resolution No. 624-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary Edith Greene against the City and County by payment of \$21,250. (City Attorney)

File 45-90-38, Ordinance No.

(Superior Court No. 879-624.)

Passed for second reading.

Monday, July 30, 1990

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Margaret Campbell by payment of \$40,000. (City Attorney)

File 48-90-18, Resolution No. 613-90

Adopted.

Recommendation of City Services Committee

Finally Passed

[Sidewalk Peddlers]

Ordinance amending Police Code, relating to peddling on the public sidewalks. (Supervisors Walker, Alioto, Hongisto, Nelder)

File 121-90-4, Ordinance No. 294-90

(Amends Section 869.3.)

Finally passed.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Landmark]

Ordinance designating the Richard E. Queen House at 2212 Sacramento Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-90-2, Ordinance No. 290-90

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Monday, July 30, 1990

Recommendations of Finance Committee

Finally Passed

(Supervisor Maher dissenting in Committee.)

[Residential Rent Stabilization and Arbitration Fee]

Ordinance amending Administrative Code, to reduce the residential unit fee from \$8 to \$4, to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from ninety (90) to sixty (60) days, to expand the penalty and interest period, and to delete the termination clause. (Mayor)

File 97-90-30, Ordinance No. 291-90

(Amends Sections 37A.1, 37A.2, 37A.6, 37A.8, 37A.12 and 49.2.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Nelder, Walker, Ward - 6.

Noes: Supervisors Gonzalez, Hongisto, Hsieh, Maher - 4.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Business/Payroll Expense Tax Changes]

Ordinance amending Part III of the Municipal Code (Payroll Tax Ordinance and Business Tax Ordinance), to reduce the annual business tax registration fee from \$200 to \$75, to eliminate the credit against business or payroll expense taxes for business tax registration fees paid, to codify the reversion of tax rates to the pre-July 1, 1988 level; operative date. (Mayor)

File 127-90-5, Ordinance No. 295-90

(Amends Section 1007;

Adds Sections 1004.17 and 903.1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Nelder, Walker, Ward - 7.

Noes: Supervisors Hongisto, Hsieh, Maher - 3.

Absent: Supervisor Kennedy - 1.

Monday, July 30, 1990

(Supervisor Maher dissenting in Committee.)

[Annual Appropriation Ordinance]

Annual Appropriation Ordinance for fiscal year 1990-91.

An ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the fiscal year ending June 30, 1991.

File 101-90-2, Ordinance No. 287-90

Supervisor Maher requested that the Journal of Proceedings reflect that his reason for voting "aye" on the above item is cast as a courtesy to his colleague, Supervisor Kennedy, who is unable to attend today's meeting. The "aye" vote does not reflect his true position on this ordinance which he continues to oppose.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh - 2.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Annual Salary Ordinance]

Annual Salary Ordinance for fiscal year 1990-91.

An ordinance enumerating all positions continued or created by the Board of Supervisors in adopting the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments, thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

File 102-90-2, Ordinance No. 288-90

Finally passed by the following vote:

Supervisor Maher requested that the Journal of Proceedings reflect that his reason for voting "aye" on the above item is cast as a courtesy to his colleague, Supervisor Kennedy, who is unable to attend today's meeting. The "aye" vote does not reflect his true position on this ordinance which he continues to oppose.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh - 2.

Monday, July 30, 1990

Absent: Supervisor Kennedy - 1.

Recommendation of City Services Committee

Finally Passed

[Charitable Solicitation]

Ordinance amending Police Code, relating to regulating the sales and solicitation activities of charitable organizations. (Supervisors Walker, Alioto, Hongisto, Nelder)

File 121-90-3, Ordinance No. 289-90

(Amends Sections 660, 660.1, 660.2, 660.3, 660.4 and 660.14;
Adds Sections 660.4-1; 660.4-2 and 660.14-1.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

From Administration and Oversight Committee
Without Recommendation

Rereferred to Committee

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.691 to remove control of off-street parking facilities from the Airports Commission and Section 3.698-3 to allow the Board of Supervisors to transfer to the Department of Parking and Traffic Control over off-street parking facilities at the airport. (Supervisor Maher)

File 245-90-1

(July 23, 1990 - Refused submission.

(July 25, 1990 - Action rescinded; Consideration continued to July 30, 1990.)

Supervisor Maher, seconded by Supervisor Hongisto, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

From Economic and Social Policy Committee
Without Recommendation

Monday, July 30, 1990

Consideration Continued with Pending Amendment of the Whole

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 272-90-4, Resolution No.

Supervisor Maher, seconded by Supervisor Gonzalez, moved an amendment of the whole entitled, "Resolution beginning the public process to determine all options for the permanent replacement of the Embarcadero Freeway and the terminal separator, endorsing the immediate replacement of the damaged Embarcadero Freeway with an interim surface freeway."

Supervisor Maher, seconded by Supervisor Hsieh, moved to continue consideration with pending amendment of the whole to August 20, 1990.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Emergency Repair]

Resolution approving emergency expenditure for repairs to Hetch Hetchy's Mountain Tunnel. (Public Utilities Commission)

File 28-90-13, Resolution No. 611-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Emergency Repair - Municipal Railway]

Resolution approving emergency expenditures for the removal and containment of asbestos-containing insulating material at Powell and Montgomery Subway Stations of Municipal Railway. (Public Utilities Commission)

Monday, July 30, 1990

File 28-90-14, Resolution No. 612-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of City of Pacifica v. City and County of San Francisco, et al., by the sale of 4.774 acres, grant of storm drain easements over 3,916 square feet, and grant of slope easement over 11.27 acres in Sharp Park to the City of Pacifica for \$36,495.65, and acceptance of a quitclaim deed to 2.668 acres in Sharp Park from the City of Pacifica. (Real Estate Department)

File 82-90-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

Adopted

[State Disability Insurance]

Resolution authorizing enrollment of Classification 1491 Associate Registrar in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division)

File 89-90-8, Resolution No. 614-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointments]

Resolution appointing members to the Hazardous Materials Advisory Committee, terms expired, for four-year terms ending July 15, 1994. (Administration and Oversight Committee)

File 92-90-14.1, Resolution No. 615-90

Monday, July 30, 1990

(Daniel Sullivan, City Planning, vice himself;
Dede Hapner, Industry, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh,
Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointment]

Resolution appointing member to the City-wide Alcoholism Advisory
Board, term expired, for three-year term ending July 1, 1993.
(Administration and Oversight Committee)

File 92-90-15, Resolution No. 616-90

(Zwazzi Sowo, vice Miriam A.C. Parker.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh,
Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointment]

Resolution appointing member to the Emergency Medical Care
Committee, for three-year term ending June 30, 1993.
(Administration and Oversight Committee)

File 92-89-15.5, Resolution No. 617-90

(William Harris, University of California-San Francisco.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh,
Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointment]

Resolution appointing member to the Park and Open Space Advisory
Committee, term expired, for two-year term ending July 15, 1992.
(Administration and Oversight Committee)

File 92-90-16, Resolution No. 618-90

(Lynne A. Williams, vice herself.)

Monday, July 30, 1990

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointment]

Resolution appointing member to the Task Force on Service Station Conversions, for term ending March 13, 1991. (Administration and Oversight Committee)

File 92-90-17, Resolution No. 619-90

(David Sahagun, Service Station Dealer.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Appointment]

Resolution appointing member to the Emergency Medical Care Committee, for three-year term ending June 30, 1993. (Administration and Oversight Committee)

File 92-90-23, Resolution No. 620-90

(Ron Bistolfo, American Red Cross, vice Chris Garrett, resigned.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Service Employees International Union Locals 250, 535 and 790. (Employee Relations Division)

File 93-90-14, Resolution No. 621-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Monday, July 30, 1990

Absent: Supervisors Alioto, Kennedy, Ward - 3.

[Legal Action for Medical Services]

Resolution authorizing Tax Collector Attorney to institute legal proceedings for the recovery of value rendered at hospital facilities operated by the Department of Public Health. (Tax Collector)

File 166-90-1, Resolution No. 625-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Kennedy, Ward - 3.

Recommendation of City Services Committee

Adopted

(Supervisor Alioto dissenting in Committee.)

[Permit Appeal]

Motion disapproving decision of Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 333-337 Upper Terrace to compact fill with concrete retaining wall; remove existing concrete barrier; construct new wood barrier; and to construct concrete driveway with two metal guardrails on concrete curb. (City Services Committee)

File 24-90-5

Adopted by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Maher, Nelder, Walker, Ward - 6.

Noes: Supervisors Alioto, Britt, Gonzalez, Hsieh - 4.

Absent: Supervisor Kennedy - 1.

From the Clerk

Adopted

[Election]

Motion consolidating the General Municipal Election, Special Bond Election, San Francisco Bay Area Rapid Transit Election and Statewide General Election to be held on November 6, 1990. (Clerk of the Board)

File 60-90-16

Monday, July 30, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

COMMITTEE REPORTS

Recommendation of Economic and Social Policy Committee

Adopted

[Military Base Closures]

Resolution asking the United States Military to work with the San Francisco Library toward the establishment of a public document repository that will enable members of the public to have access to documents regarding the closure of military installations and toxics issues that may arise from such closure; asking the Military to extend their public review timeliness for draft and final environmental impact statements on local base closures; asking the Military to provide documents to the Arms Control Research Center and/or to other public interest organizations, with proven interest and participation in this process; and urging the Mayor to urge the Library Commission to assist in this endeavor. (Supervisor Alioto)

File 13-90-12, Resolution No. 609-90

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to August 20, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher - 2.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

The roll was called on the pending resolution and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker, Ward - 7.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien;
Robert Seberg;
Joe Smith.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-31, Resolution No. 604-90

(Jim Gonzalez, member, Board of Supervisors, August 4 - 12; Wendy Nelder, member, Board of Supervisors, July 30 - August 5; Nancy G. Walker, member, Board of Supervisors, July 31 - August 11; Libby Denebeim, member, Board of Education, August 15 - 25; Sharon B. Duvall, member, Airports Commission, July 23 - 27; Leroy King, President, Redevelopment Agency, July 23 - 27; Edward C. Powell, member, Film and Video Arts Commission, July 13 - 30; Louise H. Renne, City Attorney, July 22 - August 6; Mrs. Melvin M. Swig, Trustee, War Memorial Board of Trustees, August 2 - 26, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Emergency Work]

Resolution finding that an emergency exists necessitating expeditious action with regard to rock outcroppings made unstable by the October 17, 1989 earthquake.

File 28-90-15, Resolution No. 605-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

Monday, July 30, 1990

[Street Closing]

Resolution authorizing temporary closing of portions of 24th Street, between San Bruno Avenue and Vermont Street, and Vermont Street, between 23rd and 24th Streets, on Saturday, August 18, 1990, from 9:00 a.m. to 8:00 p.m., for a block party.

File 42-90-28, Resolution No. 606-90

Supervisor Alioto presented for immediate adoption.

Adopted.

[State Ballot Measure]

Resolution supporting and endorsing the Forest and Wildlife Protection and Bond Act of 1990 and encouraging all residents of the City and County likewise to support and endorse the act and to preserve the health of our world and the beauty of our State's ancient forests forever.

File 60-90-17, Resolution No. 607-90

Supervisor Alioto presented for immediate adoption.

Adopted.

[Earthquake Emergency Relief Fund]

Resolution approving expenditure of \$159,000 from the Mayor's Earthquake Emergency Relief Fund to remove/bolt a large mass of rock in place on the side of Telegraph Hill and to complete renovation work to two Jefferson Square buildings near the current emergency services building on Turk Street and to pay for printing and production costs for the multi lingual earthquake information guide.

File 270-90-20, Resolution No. 608-90

Supervisor Hallinan presented on behalf of the Mayor for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker, Ward - 7.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Nelder - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Monday, July 30, 1990

Referred to Committee

[Alamo Square/Buena Vista North Special Use District]
Ordinance amending City Planning Code by adding Section 249.9, establishing the Alamo Square/Buena Vista North Special Use District. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 81-90-2

[Street Closing]
Resolution authorizing temporary closing of the Great Highway between the streets of Lincoln Way and Sloat Boulevard during the hours of 9:30 a.m. to 11:30 a.m. on Sunday, August 26, 1990 to allow the videotaping of a new found automobile stopping technique. (Supervisor Nelder presented.) Referred to Economic and Social Policy Committee.

File 42-90-29

Requests for Hearings

File 18-90-17, By Supervisor Nelder: To consider installation of Stop signs on Girard and Woolsey Streets, making a four-way stop. Referred to Economic and Social Policy Committee.

File 30-90-12, By Supervisor Britt: To consider problems in the Employee Assistance Program. Referred to City Services Committee.

File 100-90-8, By Supervisors Walker, Britt, Hallinan, Alioto, Gonzalez, Ward: To consider development of the City's budgetary response to State budget cuts, in particular, as they affect health, social services and criminal justice departments, as well as the poor and infirm in our City. Referred to Finance Committee with request it be considered on August 15 and August 22, 1990.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter be sent to Director of Public Works requesting investigation of feasibility of installing speed bumps, extra street lamps and repair of the existing 27 lights in the vicinity of Geneva Terrace.

By Supervisor Hallinan, that City Attorney prepare appropriate legislation urging the Mayor, in his preparation of the 1991-92 budget for the District Attorney's office, to only approve funding for 83 trial attorneys in various classifications and five attorneys to be approved at the entry level 8174 classification. In 1992-93, an additional five positions should be reduced from the higher classifications to the entry level attorney classification. In 1993-94 an additional three positions should be reduced from the

Monday, July 30, 1990

higher classification to the entry level attorney classification. All of these future hirings at 8174 attorney classification level would be based on attrition of positions in higher level classifications.

By Supervisor Kennedy, that letter be sent to Chief of Police transmitting copy of correspondence concerning loss of personal belongings from car involved in a shooting incident which was kept by the Police Department at City Towing Service and requesting information and comment on what can be done in order for full restitution.

By Supervisor Nelder, that letter of inquiry be sent to General Manager, Recreation and Park Department, to determine how, what criteria, and when horse boarding stables are available and awarded to the general public.

Motions Adopted

[Time Extension]

Motion extending to September 3, 1990, the deadline for the Economic and Social Policy Committee to consider the imposition of Interim Zoning Controls to temporarily prohibit the construction of new hotels or the conversion of existing uses to new hotels for an eighteen-month period.

File 110-90-1.1

Supervisor Walker presented for adoption.

Supervisor Walker, seconded by Supervisor Ward, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Angelina M. Spotswood (Supervisor Ward)
Albina Holt (Supervisor Hongisto)

File 2-90-31

Unanimously adopted by a rising vote.

Monday, July 30, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 3:57 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, July 30, 1990

Approved by the Board of Supervisors on February 25, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 32

Monday, August 6, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, August 6, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:24 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

Quorum present.

Supervisor Gonzalez excused, on official leave of absence.

Supervisor Hongisto was noted present at 2:35 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Walker excused, on official leave of absence.

Supervisor Ward was noted present at 2:27 p.m.

COMMUNICATION

The Clerk announced he is in receipt of communication dated August 4, 1990, from Germaine Q. Wong, Registrar of Voters, indicating the Nuclear Free Zone Implementation initiative petition did contain sufficient valid signatures (greater than the 39,978 signatures required) to qualify for the November 6, 1990 General Election (Copy of letter is contained in Board of Supervisors File 60-90-18.).

Adopted

[Initiative Charter Amendment]

Monday, August 6, 1990

Motion ordering submitted to the electorate at the Municipal Election to be held in the City and County on Tuesday, November 6, 1990, the proposed initiative Charter amendment prohibiting persons from engaging in nuclear weapons work; restrictions on City contracting with and investing in nuclear weapons makers; regulating transport and use of high-level hazardous radioactive materials; regulating irradiated food; calling for education program; and providing for renumbering of Articles X and XI of the Charter to Articles XI and XII.

File 60-90-18

Supervisor Britt presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Extension of Lease]

Resolution authorizing extension of lease of real property at 100 McAllister Street for offices for the Public Utilities Commission's Bureau of Energy Conservation. (Real Estate Department)

File 64-90-32, Resolution No. 652-90

Adopted.

[State Grant - Criminal Justice]

Resolution authorizing the Mayor's Criminal Justice Council of the City and County to apply for, accept and expend funds totalling \$1,620,242 from the California Youth Authority for the 1990/91 "County Justice System Subvention Program" (CJSSP); providing for allocation; designating program coordinator; placing \$340,255 in reserve pending receipt of an expenditure plan from the Mayor's Criminal Justice Council. (Mayor)

File 68-90-11, Resolution No. 653-90

Adopted.

Monday, August 6, 1990

[Mayor's Youth Fund]

Resolution authorizing Mayor to accept \$42,500 on behalf of the City and County for use by the Mayor's Youth Fund. (Mayor)

File 68-90-12, Resolution No. 654-90

Adopted.

[License Renewal]

Resolution authorizing the execution of the application made by the Department of Social Services to the State Department of Social Services for renewal of its license to act as an adoption agency. (Department of Social Services)

File 107-90-3, Resolution No. 655-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Chief Adult Probation Officer of the City and County to apply for, accept and expend funds in the amount of \$41,500 made available through the Office of Criminal Justice Planning for a project entitled "Gang Caseloads Component of the Intensive Services Unit"; and agreeing to provide matching funds in the amount of \$22,860. (Mayor)

File 130-90-4, Resolution No. 650-90

Adopted.

[Grant - State Funds]

Resolution authorizing the District Attorney of the City and County to apply for, accept and expend grant funds in the amount of \$245,980 made available through the California Office of Criminal Justice Planning for the operation of the Career Criminal Program for the twelve month period July 1, 1990 through June 30, 1991 and agreeing to provide cash match in the amount of \$24,598. (Mayor)

File 138-90-4, Resolution No. 647-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the District Attorney of the City and County to apply for, accept and expend grant funds in the amount \$75,000 made available through the California Office of Criminal Justice Planning for a project entitled "Gang Violence Suppression Program" for the twelve month period July 1, 1990 through June 30, 1991 and agreeing to provide cash match in the amount of \$25,000. (Mayor)

File 138-90-5, Resolution No. 638-90

Monday, August 6, 1990

Adopted.

[OCJP Funding]

Resolution authorizing the Chief of Police of the City and County to apply for, accept and expend funds in the amount of \$74,622 made available through the Office of Criminal Justice Planning for a project entitled "Expansion for the Senior Escort Patrol Project"; and agreeing to provide cash match in the amount of \$18,656. (Mayor)

File 143-90-4, Resolution No. 639-90

Adopted.

[OCJP Funding]

Resolution authorizing the Chief of Police of the City and County to extend an Office of Criminal Justice Planning grant for three months, from July 1, 1990 through September 30, 1990, made available through the Office of Criminal Justice Planning for the project previously approved under Resolution No. 661-89 entitled "Expansion for the Senior Escort Patrol Project". (Mayor)

File 143-90-5, Resolution No. 641-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Executive Director of the Port to apply for, accept and expend funds from the U.S. Department of Commerce Economic Development Administration to repair earthquake related damages on Pier 45 consistent with the development of the Fisherman's Wharf Seafood Center Project. (Port)

File 144-90-2, Resolution No. 640-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend Library Services and Construction Act funds for fiscal year 1990-91 in an amount not to exceed \$139,000 to improve children's awareness of library resources. (Public Library)

File 147-90-6, Resolution No. 642-90

Adopted.

Recommendations of Administration and Oversight Committee

Monday, August 6, 1990

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary Edith Greene against the City and County by payment of \$21,250. (City Attorney)

File 45-90-38, Ordinance No. 296-90

(Superior Court No. 879-624.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of City of Pacifica v. City and County of San Francisco, et al., by the sale of 4.774 acres, grant of storm drain easements over 3,916 square feet, and grant of slope easement over 11.27 acres in Sharp Park to the City of Pacifica for \$36,495.65, and acceptance of a quitclaim deed to 2.668 acres in Sharp Park from the City of Pacifica. (Real Estate Department)

File 82-90-7, Ordinance No. 297-90

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$533,708, District Attorney, for permanent salaries and related mandatory fringe benefits and Police Department, various program project budget, for narcotics abatement and education projects for fiscal year 1990-91. (Controller)

File 101-89-144.1, Ordinance No.

Passed for second reading by the following vote:

Monday, August 6, 1990

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

[Government Funding]

Ordinance appropriating \$12,097,928, Cleanwater Program, for capital improvement project (Mariposa Facilities Construction), for fiscal year 1990-91. (Controller)

File 101-89-148, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Ward - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker - 4.

[Professional Membership]

Ordinance amending Administrative Code, to authorize the Public Utilities Commission, and departments thereunder, to join various organizations. (Public Utilities Commission)

File 97-90-29, Ordinance No.

(Amends Sections 16.6-5 and 16.6-26.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker - 4.

[Official Memberships]

Ordinance amending Administrative Code, to add sixteen organizations to the membership list of the Department of Public Works. (Department of Public Works)

File 97-90-33, Ordinance No.

(Amends Section 16.6-9.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Ward - 6.

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Noes: Supervisor Nelder - 1.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker - 4.

Adopted

[Lease of Property]

Resolution authorizing the ground lease of real property required by the Public Utilities Commission for a direct current conversion substation and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 64-90-31, Resolution No. 651-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker - 4.

[Solid Waste Management]

Resolution authorizing the Chief Administrative Officer of the City and County to accept and expend \$1,630,734 in funds from the Sanitary Fill Company to be used for the Solid Waste Management Program Projects and releasing a reserve of \$298,000 for the purpose of funding recycling, solid waste and hazardous waste projects within the Solid Waste Management Program; placing \$405,000 in reserve. (Chief Administrative Officer)

File 133-90-1, Resolution No. 649-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

[State Board of Control]

Resolution authorizing the District Attorney of the City and County to apply for, accept and expend additional funds in the amount of \$168,000 made available through the State Board of Control, Victims of Crime Program, an agent of the State of California for the extension of a project entitled "Joint Powers Agreement with Victim Witness Assistance Center" through June 30, 1991. (Mayor)

File 138-90-3, Resolution No. 648-90

Adopted by the following vote:

Monday, August 6, 1990

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

[Grant - State Funds]

Resolution authorizing the Director of Public Works to annually apply for and accept State funds for road projects under the State-Local Transportation Partnership Program as authorized by Senate Bill 300. (Department of Public Works)

File 148-90-3, Resolution No. 656-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

[Hold Harmless Agreement]

Resolution authorizing the Police Department to execute a hold harmless agreement with the U.S. Federal Protective Services for use of their indoor range. (Police Commission)

File 172-90-16, Resolution No. 643-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

Recommendations of Economic and Social Policy Committee

Consideration Continued

[Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that adoption of oil and gas facilities ordinance as a permanent amendment to the City Planning Code will not have a significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Supervisor Alioto)

File 115-90-6, Resolution No.

Monday, August 6, 1990

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to August 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Kennedy, Walker, Ward - 4.

[Oil and Gas Facilities]

Ordinance amending City Planning Code, to create the M-2 (OGS) and M-2 (OGP) overlay zoning district categories and to require conditional use authorization for activities related to the construction and operation of oil and gas facilities; companion measure to File 115-90-6. (Supervisor Alioto)

File 115-90-6.1, Ordinance No.

(Approved by City Planning Commission Resolution No. 11926.)

(Adds Article 12.)

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to August 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Kennedy, Walker, Ward - 4.

Adopted

[Sister City Program - Wellington, New Zealand]

Resolution urging the Mayor to create a Sister City Program with Wellington, New Zealand. (Supervisor Kennedy)

File 214-90-1, Resolution No. 645-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Kennedy, Walker, Ward - 4.

[Sister City Program - Esteli, Nicaragua]

Resolution urging the Mayor to extend an invitation to the Government and the people of Esteli, Nicaragua to participate with the City and County of San Francisco as its Sister City, and urging that copies of this resolution be sent to the Mayor and Council of

Monday, August 6, 1990

the City of Esteli, Nicaragua, member of the national assembly, and the Embassy of Nicaragua, and urging the Mayor to establish an Esteli Sister City Committee. (Supervisors Hallinan and Gonzalez)

File 214-90-2, Resolution No. 644-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Kennedy, Walker, Ward - 4.

[Recommendations of Environmental Summit]

Resolution adopting the recommendations of the International Local Governments Summit on the environment with the San Francisco amendment. (Supervisor Kennedy)

File 215-90-1, Resolution No. 646-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Kennedy, Walker, Ward - 4.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of objections to the Report of the General Manager of the Public Utilities Commission that building located at 555 Seventh Street (Block 3779, Lots 31, 32, 42-44, 141) which is presently delinquent of payment of Transit Impact Development Fee be subject to special assessment lien, pursuant to Section 38.11 of the Administrative Code.

File 158-90-1

Supervisor Nelder, seconded by Supervisor Alioto, moved to continue consideration to August 27, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

From Public Utilities Commission

Monday, August 6, 1990

Consideration Continued

[Delinquent Transit Impact Fee]

Resolution confirming report of delinquent payment of fee submitted by the General Manager of the Public Utilities Commission for collection of the Transit Impact Development Fee (TDIF) from 555 Seventh Street, pursuant to Section 38.11 of the Administrative Code, and creating a special assessment and lien based thereon.

File 158-90-1, Resolution No.

Supervisor Nelder, seconded by Supervisor Alioto, moved to continue consideration to August 27, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Nelder requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Federal Judiciary - David H. Souter Nomination]

Resolution opposing the process used by the President to select and nominate David H. Souter to the United States Supreme Court and memorializing the United States Senate to conduct a thorough investigation of the Souter nomination and its effects on constitutional rights and liberties. (Supervisor Alioto)

Monday, August 6, 1990

File 13-90-13, Resolution No.

At the request of Supervisor Nelder, subject legislation was referred to the Economic and Social Policy Committee.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-32, Resolution No. 629-90

(Mayor Art Agnos, August 1 - 22; Tom Hsieh, member, Board of Supervisors, August 13 - 24; Gordon Chin, member, Public Utilities Commission, August 1 - 2; Kenneth E. Dowlin, City Librarian, August 22 - 24; Dick Grosboll, member, Parking and Traffic Commission, July 27 - August 5; JoAnne Miller, Vice President, Board of Education, July 21 - 29; Chris Mouroufas, member, Film and Video Arts Commission, July 25 - August 25; Rudolf Nothenberg, Chief Administrative Officer, July 28 - 31; Joyce Ream, Executive Director, Commission on the Aging, August 4 - 8; Arlene M. Sauser, Chief Adult Probation Officer, August 12 - 14, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Grant Avenue, for a rally in connection with the opening of the Lung Kong Association of America Convention. (Supervisor Hsieh)

File 42-90-30, Resolution No. 633-90

(Grant Avenue, between Jackson and Washington Streets, Saturday, September 1, 1990, from 12:00 noon to 2:00 p.m.)

Adopted.

[Grants - Private]

Resolution authorizing the Office of the Mayor to apply for grant funds in the total amount of \$77,991 from various foundations to support the Mayor's Interfaith Task Force on the Homeless and the 1990-91 Interfaith Emergency Winter Shelter Program. (Supervisor Walker)

File 68-90-14.1, Resolution No. 635-90

Adopted.

Monday, August 6, 1990

[Contract]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services to extend the terms of certain forensic services contracts and term purchase agreements on an interim month-to-month basis. (Supervisor Britt)

File 172-90-17, Resolution No. 637-90

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Zoning Map Amendment]

Resolution extending to October 9, 1990 the time for the City Planning Commission to render its decision on the reclassification of certain properties in the Bernal Heights Area initiated by the Board of Supervisors.

File 36-89-5.3, Resolution No. 631-90

Supervisors Maher and Walker presented for immediate adoption.

Adopted.

[Bernal Heights Special Use District]

Resolution extending to October 9, 1990 the time for the City Planning Commission to render its decision on amending the San Francisco Zoning Map to establish the boundaries for the Bernal Heights Special Use District initiated by the Board of Supervisors.

File 36-90-3.1, Resolution No. 630-90

Supervisors Maher and Walker presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of the Great Highway, between Sloat Boulevard and Lincoln Way, on Sunday, August 26, 1990, from 9:30 a.m. to 11:30 a.m., for the videotaping of a new automobile stopping technique.

File 42-90-29.1, Resolution No. 632-90

Supervisor Nelder presented for immediate adoption.

Adopted.

Monday, August 6, 1990

[Text Amendment]

Resolution extending to October 9, 1990 the time for the City Planning Commission to render its decision on an amendment to the City Planning Code initiated by the Board of Supervisors to establish the Bernal Heights Special Use District and impose restrictions on property within that district.

File 81-90-1.2, Resolution No. 634-90

Supervisors Maher and Walker presented for immediate adoption.

Adopted.

[Nonconforming Uses]

Resolution extending to October 4, 1990 the time for the City Planning Commission to render its decision on an amendment to the City Planning Code initiated by the Board of Supervisors to provide that certain service stations in residential districts may continue as legal nonconforming uses and providing for the issuance of conditional use permits for expansion or intensification of service station operations.

File 115-90-5.1, Resolution No. 636-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Event Notification]

Substitute ordinance amending San Francisco Municipal Code, Part III, by adding Section 251.1 to require every person, firm or corporation engaged in the business of renting or letting rooms to notify the Tax Collector of the exhibition and sale of goods, wares and merchandise by a transient merchant as defined in Section 251 of this article. (Supervisor Kennedy presented.) Referred to Finance Committee.

File 127-89-7

Monday, August 6, 1990

[Settlement of Litigation]

Ordinance authorizing settlement of claim arising out of U.S.A. versus City and County, et al; Davis, et al versus City and County, by payment of \$23,000 and the cost of a 28 day alcohol rehabilitation program, to total cost of the rehabilitation program not to exceed \$5,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the August 14, 1990 meeting.

File 45-90-45

[Affordable Housing Special Use District]

Draft ordinance amending City Planning Code by adding a section to create an Affordable Housing Special Use District at Sixteenth and Church Streets. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 81-90-3

[Citizen's Zoo Oversight Committee]

Ordinance amending Administrative Code by adding Chapter 59, establishing a Citizen's Zoo Oversight Committee. (Supervisor Nelder presented.) Referred to City Services Committee.

File 97-90-39

[Appropriations Limit, Fiscal Year 1990-91]

Resolution establishing the appropriations limit for the City and County for fiscal year 1990-91. (Supervisor Maher presented.) Referred to Finance Committee with request it be considered at the August 29, 1990 meeting.

File 101-90-4

[Grant - State Funds]

Resolution authorizing the Chief of Police to expend grant funds in the amount of \$105,000 from the Office of Criminal Justice Planning from the Gang Violence Suppression Program and agreeing to provide cash match in the amount of \$35,000. (Supervisor Maher presented.) Referred to Finance Committee with request it be considered at the August 15, 1990 meeting.

File 143-90-3.1

Adopted

[Brown Act]

Resolution memorializing the California Legislature and Governor to restore the operation of the Brown Act and to mandate continued compliance of its provisions by all governmental entities.

File 256-90-1, Resolution No. 626-90

Monday, August 6, 1990

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

[Brown Act]

Resolution memorializing his Honor, the Mayor, to request boards and commissions and City agencies to continue complying with Brown Act mandates.

File 256-90-2, Resolution No. 627-90

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

[Brown Act]

Resolution directing the Clerk of the Board to ensure that the Board of Supervisors and its committees continue complying with Brown Act mandates.

File 256-90-3, Resolution No. 628-90

Monday, August 6, 1990

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Ward - 7.

Absent: Supervisors Gonzalez, Kennedy, Maher, Walker - 4.

Requests for Hearings

File 60-90-14.1, By Supervisor Britt: To consider submitting ballot argument concerning \$71,800,000 bond issue for construction or reconstruction of a youth guidance center. Referred to Finance Committee.

File 60-90-14.2, By Supervisor Britt: To consider submitting ballot argument concerning \$24,600,000 bond issue for construction or reconstruction of correctional facilities. Referred to Finance Committee.

File 60-90-18.1, By Supervisor Britt: To consider submitting ballot argument concerning initiative charter amendment relative to Nuclear Free Zone implementation. Referred to Administration and Oversight Committee.

File 60-90-19, By Supervisor Alioto: To consider ballot argument supporting ballot proposition concerning exempting Mission Bay from City Planning Code Section 101.1 (Proposition M, Nov. 1986). Referred to Administration and Oversight Committee.

File 60-90-20, By Supervisor Britt: To consider submitting ballot argument concerning ballot proposition regarding Domestic Partners Ordinance. Referred to Administration and Oversight Committee.

File 60-90-21, By Supervisor Britt: To consider submitting ballot argument concerning initiative ordinance regarding Waterfront Land Use Plan. Referred to Administration and Oversight Committee.

File 60-90-22, By Supervisor Britt: To consider submitting ballot arguments concerning ballot propositions which may be submitted prior to August 8 submittal deadline. Referred to Administration and Oversight Committee.

Monday, August 6, 1990

File 124-90-5, By Supervisor Hsieh: To consider enacting legislation limiting the time that tour buses may let their motors idle when they are not in transit. Referred to Economic and Social Policy Committee.

File 225-90-2, By Supervisor Hsieh: To consider ballot argument concerning charter amendment which would create a position of confidential secretary to Chief Adult Probation Officer. Referred to Administration and Oversight Committee.

File 226-90-2, By Supervisor Hallinan: To consider ballot argument supporting charter amendment concerning revenue bonds procedures for the Port Commission. Referred to Administration and Oversight Committee.

File 252-90-2, By Supervisor Nelder: To consider submitting ballot argument concerning charter amendment regarding airport police retirement. Referred to Administration and Oversight Committee.

File 253-90-2, By Supervisor Nelder: To consider submitting ballot argument concerning charter amendment regarding police, fire and airport police binding arbitration. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that City Attorney draft appropriate legislation which would limit the time that tour buses may let their motors idle when they are not in transit.

By Supervisor Kennedy, that letter of inquiry be sent to Executive Director, Parking and Traffic Department, to determine whether the following suggestions could be implemented to increase usage of the Park and Ride program: posting of Park and Ride program information and route map at each shuttle stop, distribution of informational brochures to the participating retailers for display and distribution, posting of Park and Ride route map on the shuttle vehicles, placement of informational brochures on the shuttle vehicles and distribution of informational brochures at the Golden Gateway Garage and the garages that are under the jurisdiction of the Parking and Traffic Department in the North Beach and Chinatown area.

By Supervisor Kennedy, that letter be sent to General Manager, Recreation and Park Department, to inquire whether the windmills at Ocean Beach will be reactivated; and, if not, why not.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Hans Paul Verhoef (Supervisor Britt)

Monday, August 6, 1990

File 2-90-32

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:13 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 25, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, August 13, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, August 13, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:17 p.m.

Supervisor Hongisto was noted present at 2:19 p.m.

Supervisor Hsieh excused, on official leave of absence.

Supervisor Maher was noted present at 2:23 p.m.

Supervisor Ward was noted present at 2:23 p.m.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$533,708, District Attorney, for permanent salaries and related mandatory fringe benefits and Police Department, various program project budget, for narcotics abatement and education projects for fiscal year 1990-91. (Controller)

Monday, August 13, 1990

File 101-89-144.1, Ordinance No. 300-90

Finally passed.

[Professional Membership]

Ordinance amending Administrative Code, to authorize the Public Utilities Commission, and departments thereunder, to join various organizations. (Public Utilities Commission)

File 97-90-29, Ordinance No. 298-90

(Amends Sections 16.6-5 and 16.6-26.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Hongisto, Hsieh, Maher, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$12,097,928, Cleanwater Program, for capital improvement project (Mariposa Facilities Construction), for fiscal year 1990-91. (Controller)

File 101-89-148, Ordinance No. 301-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Maher, Ward - 3.

[Official Memberships]

Ordinance amending Administrative Code, to add sixteen organizations to the membership list of the Department of Public Works. (Department of Public Works)

Monday, August 13, 1990

File 97-90-33, Ordinance No. 299-90

(Amends Section 16.6-9.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Maher, Ward - 3.

Recommendations of Economic and Social Policy Committee

Adopted

[Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that adoption of oil and gas facilities ordinance as a permanent amendment to the City Planning Code will not have a significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Supervisor Alioto)

File 115-90-6, Resolution No. 665-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Nelder, Walker - 6.

Noes: Supervisors Hallinan, Hongisto - 2.

Absent: Supervisors Hsieh, Maher, Ward - 3.

Passed for Second Reading as Amended

[Oil and Gas Facilities]

Ordinance amending City Planning Code, to create the M-2 (OGS) and M-2 (OGP) overlay zoning district categories and to require conditional use authorization for activities related to the construction and operation of oil and gas facilities and adopting findings pursuant to City Planning Code Section 101.1; companion measure to File 115-90-6. (Supervisor Alioto)

File 115-90-6.1, Ordinance No.

(Approved by City Planning Commission Resolution No. 11926.)

(Adds Article 12.)

Monday, August 13, 1990

Supervisor Alioto, seconded by Supervisor Walker, moved to amend title, line five, after "facilities" by inserting "and adopting findings pursuant to City Planning Code Section 101.1" and amend page 14, line six, to add "Section 3. Priority Policies Findings. The Board of Supervisors adopts and incorporates herein as though fully set forth the City Planning Commission's determination that the proposed amendments to the Planning Code are consistent with San Francisco Planning Code Section 101.1 priority policies in the manner described in City Planning Commission Resolution No. 11926, adopted on April 26, 1990, a copy of which is on file with this Board in File Number 115-90-6.1.".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Hsieh - 1.

NEW BUSINESS

Recommendation of Administration and Oversight Committee

Passed for Second Reading

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of the Charter; providing that said rates of compensation shall be effective beginning July 1, 1990; repealing Ordinance No. 285-90. (Supervisor Britt)

File 105-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Monday, August 13, 1990

Recommendations of City Services Committee

Passed for Second Reading

[Street Acceptance]

Ordinance accepting roadways, including curbs, of ten dedicated public streets in the Hunters Point Redevelopment Project area and ten blocks of Fulton Street from Nineteenth Avenue to Twenty-fifth Avenue, from Twenty-sixth Avenue to Twenty-seventh Avenue, and from Forty-seventh Avenue to the Great Highway. (Department of Public Works)

File 9-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Park and Open Space Advisory Committee]

Ordinance amending Administrative Code, to change the name of the Open Space/Park Renovation Citizens Advisory Committee to the Park and Open Space Advisory Committee and to change the composition of its membership, both changes being consistent with Proposition "E" as approved by the voters on November 8, 1988, which amended Section 6.413, effective July 1, 1990. (Clerk of the Board)

File 97-90-37, Ordinance No.

(Amends Section 5.90.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted

[Appointments]

Resolution qualifying organizations to submit nominations for appointment to the Park and Open Space Advisory Committee pursuant to Charter Section 6.413, g(2) and (3). (Supervisors Alioto, Hongisto)

File 168-90-3, Resolution No. 667-90

(Qualified Organizations:

California Native Plant Society - Yerba Buena Chapter

Monday, August 13, 1990

Friends of Recreation and Parks
Golden Gate Audubon Society, S.F. Conservation Committee
Proposition E Implementation Committee
San Francisco Beautiful
San Francisco Friends of the Urban Forest
San Francisco Group of the Sierra Club
San Francisco League of Conservation Voters
San Francisco League of Urban Gardeners
San Francisco Tomorrow
Save-The-Redwoods-League
Trust for Public Land.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Absentee Ballots]

Resolution urging the State Legislature to pass legislation amending the California Elections Code to change the term "absentee ballot" to "vote by mail ballot". (Supervisor Alioto)

File 60-90-11, Resolution No. 663-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

[Arts Organizations Task Force]

Resolution amending Resolution No. 655-88, establishing an Arts Organizations Task Force and defining its duties and responsibilities, by extending by one year, from August 19, 1990 to August 19, 1991, the date for the automatic dissolution of the Task Force. (Supervisors Ward, Alioto)

File 174-90-4.1, Resolution No. 668-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Monday, August 13, 1990

[Youth Guidance Center Emergency Asbestos Abatement]
Resolution finding that an emergency exists requiring immediate asbestos abatement procedures in the Youth Guidance Center; urging the Chief Administrative Officer to request the Director of Public Works to proceed in a most expeditious manner in concert with the Mayor's Office, the Juvenile Probation Department and the Department of Public Health to obtain the services of an asbestos abatement consultant, all necessary planning, design and construction services to implement asbestos abatement at the Youth Guidance Center.
(Supervisor Hallinan)

File 259-90-1, Resolution No. 669-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to the report of assessment of costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed at various locations by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-90-6, Resolution No.

The President inquired if anyone present wished to speak.

There being no one present wishing to speak, the President declared the hearing closed.

From Department of Public Works

Adopted

[Assessment of Costs - Sidewalk and Curb Repairs]
Resolution confirming report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed at various locations by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-90-6, Resolution No. 662-90

Monday, August 13, 1990

<u>(Address</u>	<u>Amount</u>	
2785-95 Green Street	\$ 500.50	
2950 Vallejo Street	117.50	(10% late penalty)
2606 Pacific Avenue	242.00	
2732 Vallejo Street	1,127.50	
2891 Vallejo Street	192.50	
2380 Broadway	401.50	
2230 Pacific Avenue	682.00	
2550 Webster Street	473.00	
2608 Webster Street	539.00	
854-56 Baker Street	115.50	
2500 Van Ness Avenue	203.50	
1870 Washington Street	192.50	
2111 Franklin Street	209.00	
2128 Van Ness Avenue	49.50	
55 - 9th Street	3,437.50	
2261 Sacramento Street	286.00	
1901 Pacific Avenue	550.00	
2224 Washington Street	132.00	
1501 Larkin Street	49.50	
396 Wilde Avenue	511.50	
2310 Steiner Street	60.50	
2443-45 Fillmore	440.00	
2449 Pacific Avenue	220.00.)	

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of the County Recorder, dated July 18, 1990, of Delinquent Transfer Taxes, pursuant to Section 1115.1 of the Real Property Transfer Tax Ordinance.

File 158-90-2

The following person was granted privilege of the floor:

Representative, property owner of 537 Blanken Avenue.

From the Clerk

Question Divided; Adopted as Divided

Monday, August 13, 1990

[Delinquent Transfer Tax]

Resolution confirming report of Delinquent Transfer Taxes submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.

File 158-90-2, Resolution No. 666-90

<u>(Transferred Property Addresses</u>	<u>Amount</u>
1398 19th Avenue	\$ 1,952.50
((537 Blanken Avenue	1,312.50))
226 27th Street	5,395.00
((934-938 Potrero Avenue	1,610.00))
((83-91 Fair Oaks Street	2,847.50))
63 Topaz Way	2,050.00
((166 Madrone Avenue	3,335.00))
((2588 Noriega Street	3,932.50))
1263 34th Avenue	267.50
14-18 Woodward Street	2,512.50.)

At the request of Supervisor Walker, the question was divided with respect to property located at 537 Blanken Avenue, 934-938 Potrero Avenue and 2588 Noriega Street, so the matter would be considered separately.

Supervisor Walker, seconded by Supervisor Maher, moved to amend the report to delete property located at 83-91 Fair Oaks Street and 166 Madrone Avenue.

Motion to amend the report adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

The roll was then called on the main resolution, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Consideration Continued

[Delinquent Transfer Tax]

Resolution confirming report of Delinquent Transfer Taxes submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon

File 158-90-3. Resolution No.

<u>(Transferred Property Addresses</u>	<u>Amount</u>
--	---------------

Monday, August 13, 1990

537 Blanken Avenue	1,312.50
934-938 Potrero Avenue	3,932.50
2588 Noriega Street	3,932.50

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to August 27, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

COMMITTEE REPORTS

Recommendations of Administration and Oversight Committee

Adopted

[Memorandum of Understanding]
Resolution ratifying August 1990 amendment to the 1989-91 Memorandum of Understanding with the Transport Workers Union of America, AFL-CIO and Transport Workers Union, Local 250-A (for the 9163 Transit Operators and related trainee classification).
(Administration and Oversight Committee)

File 93-90-17, Resolution No. 664-90

Supervisor Britt presented as recommendation of Administration and Oversight Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Passed for Second Reading

[Salaries and Wages - Municipal Railway]
Ordinance fixing schedules of compensation effective July 1, 1990, to be paid under the provisions of Charter Section 8.404 to employees occupying Classification 9163 Transit Operator and related trainee class, by establishing the dollar value difference between vacation, retirement and health service benefits to be paid into the Transport Workers Union San Francisco Municipal Railway Trust Fund, incorporating by reference a Memorandum of Understanding, and by establishing conditions and benefits of employment other than wages for said classifications, provisions hereof to remain in effect until the adoption of any ordinance establishing different provisions. (Supervisor Britt)

Monday, August 13, 1990

File 104-90-1, Ordinance No.

Supervisor Britt presented as recommendation of Administration and Oversight Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Recess

The Board, at the hour of 2:57 p.m. took a brief recess.

Reconvening of the Board

The Board, at the hour of 3:02 p.m. reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker, Ward - 7.

Noted absent:

Supervisors Hongisto, Hsieh, Kennedy, Nelder - 4.

Quorum present.

Supervisor Kennedy was noted present at 3:04 p.m.

Supervisor Nelder was noted present at 3:03 p.m.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Monday, August 13, 1990

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-33, Resolution No. 657-90

(Jeff Brown, Public Defender, August 10 - 25; Marilyn Chown, President, Social Services Commission, August 14 - 23; Keith Eickman, Vice President, Recreation & Park Commission, August 10 - 14; Merle Espaldon, member, Commission on the Aging, August 1 - 31; James M. Foster, member, Health Commission, August 22 - September 19; Carmen Herrera, member, Commission on the Status of Woman, August 4 - September 2; Michael P. Huerta, Executive Director, Port, August 9 - 12; Frank M. Jordan, Chief of Police, August 5 - 19; Julia Lopez, General Manager, Department of Social Services, July 27 - August 10; Leni Marin, member, Commission on the Status of Woman, October 27, 1990 - January 15, 1991; Molly Martin, member, Commission on the Status of Woman, August 20 - September 2; Harry S. Parker, III, Director of the Fine Arts Museums, August 3 - 19; Frederick F. Postel, Chief of Fire Department, August 13 - 26; Rodol E. Rodis, member, Public Utilities Commission, August 16 - 21; Ahimsa Sumchai, member, Commission on the Status of Woman, August 31 - September 9, 1990.)

Adopted.

[Temporary Street Closing]

Resolution authorizing temporary closing of a portion of Pacific Avenue for chartered buses to deliver and pickup 500 conventioners attending a breakfast tour, sponsored by USA Hosts, at a Chinatown restaurant. (Supervisor Alioto)

File 42-90-31, Resolution No. 659-90

(Pacific Avenue, between Grant Avenue and Stockton Street, Monday, September 10, 1990, from 9:00 a.m. to 11:30 a.m.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Monday, August 13, 1990

[Iraq Trade Embargo]

Resolution urging residents of San Francisco to support the Iraq trade embargo by using public transportation, practicing fuel conservation and exploring alternative energy sources; urging the Mayor to declare the week of August 20, 1990, as "Oil Embargo Week" and urging all public agencies in the Bay Area to join San Francisco in supporting the Iraq trade embargo and working toward regional support for the embargo.

File 13-90-14, Resolution No. 658-90

Supervisor Alioto presented for immediate adoption.

Adopted.

[Tenderloin Self-Help Center]

Resolution supporting continuance of the Tenderloin Self-Help Center and urging the Mayor to urge the Health Commission to include sufficient funding for the Tenderloin Self-Help Center to its present level.

File 100-90-9, Resolution No. 660-90

Supervisor Nelder presented for immediate adoption.

Adopted.

[Enterprise Zone Designation]

Resolution authorizing the Mayor's Office of Business and Economic Development to apply for Enterprise Zone designation for the City and County from the California Department of Commerce to provide employment for the City's economically disadvantaged population, to stimulate private investment in communities considered to be economically depressed, and to encourage business retention and attraction.

File 257-90-1, Resolution No. 661-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 7.

Absent: Supervisors Hongisto, Hsieh, Maher, Nelder - 4.

OFF-CALENDAR LEGISLATION

Monday, August 13, 1990

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Rent Ordinance]

Ordinance amending Administrative Code by amending Sections 37.3 and 37.8 to permit de minimis errors in annual and banked rent increases, to delete the separate requirement that tenants be notified of what portion of rent increase reflects any banked increase from prior years, to establish a mandatory time limit for appeals, with good cause exception, to establish a statute of limitations for judicial review, and to permit landlords to challenge rent offsetting orders prior to their taking effect. (Supervisor Britt presented.) Referred to Economic and Social Policy Committee.

File 109-90-3

[Compensation]

Ordinance amending Police Code by amending Section 2402 to provide for compensation to members of the Advisory Committee of Street Artists and Craftsmen Examiners. (Supervisor Walker presented.) Referred to Finance Committee.

File 121-90-5

[Payroll Expense Tax and Business Tax]

Ordinance amending Part III of the Municipal Code by adding Sections 905-B and 1005.1 to provide a payroll expense tax credit and a business tax credit to employers and businesses establishing a child care program, or constructing a child care facility, or making contributions to an employee's qualified care plan or paying an in-lieu fee for child care; providing that the aggregate annual credit shall not exceed \$100,000 and providing that credits shall be given only for costs incurred or contributions made on behalf of dependents of the taxpayer's eligible employees who reside in San Francisco. (Supervisor Nelder presented.) Referred to Finance Committee.

File 127-90-9

Referred to Board

[Gift Acceptance]

Resolution authorizing the Department of Social Services to accept contributions of materials and in-kind services valued at \$82,760 from various congregations and affiliated organizations as part of the Mayor's Interfaith Task Force on the Homeless to support the 1990-91 Interfaith Emergency Winter Shelter Program. (Supervisor Walker presented.) Referred to Board August 20, 1990 Immediate Adoption Calendar.

File 38-90-11

Monday, August 13, 1990

Requests for Hearings

File 83-90-4, By Supervisor Walker: To consider available intervention plans, programs and strategies (i.e., police, MAP, social services, health, etc.) for San Francisco homeless population and reality of choices as they pertain to same. Referred to Economic and Social Policy Committee.

Motions

Referred to Board

[Extending Select Committee]

Motion extending the term of the Select Committee on Mission Bay Development for six months. (Supervisor Hongisto presented.) Referred to Board August 20, 1990 Immediate Adoption Calendar.

File 54-90-1.1

Adopted

[Charter Amendment Correction]

Motion correcting the records of the Board of Supervisors so that disciplinary procedures concerning Airport Police shall be subject to binding arbitration in the charter amendment submitted to the voters in November 1990.

File 253-90-1.1

Supervisor Nelder presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter of inquiry be sent to Director of Public Works to ascertain the procedure for determining street cleaning in general, street cleaning in the Bernal Heights area and copy of street by street resident survey for street cleaning in the Bernal Heights area.

By Supervisor Britt, that City Attorney prepare appropriate legislation enabling former supervisors to participate in the Health Service System, provided they pay the full cost of the benefit.

Monday, August 13, 1990

By Supervisor Kennedy, that letter of inquiry be sent to the Honorable Public Utilities Commission to determine whether the feasibility of utilizing double helix-style windmills at Ocean Beach and the feasibility of harnessing the wave action off the shore for energy generation have been investigated.

By Supervisor Nelder, that letters of inquiry be sent to the Honorable Public Utilities Commission and Recreation and Park Commission to determine the financial ramifications of the fire in Yosemite on Camp Mather and Hetch Hetchy revenues.

Announcement

President Britt announced he is in receipt of communication from the Mayor indicating his intention of reconvening the Disaster Council. Pursuant to Administrative Code Section 7.3, three members of the Board of Supervisors are appointed by the President of the Board to serve on the Council and requested those Supervisors who are interested to let him know. (By letter to the Mayor dated September 20, 1990, President Britt indicated Supervisors Alioto, Nelder and Walker have been appointed to serve.)

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Teresa G. Morales (By the entire Board)
Tanios Habeeb (Supervisor Nelder)

File 2-90-33

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:33 p.m. adjourned.

John L. Taylor, Clerk

Monday, August 13, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 4, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, August 20, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, August 20, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Maher, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Hsieh, Kennedy, Ward - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:32 p.m.

Supervisor Hongisto excused. (See infra.)

Supervisor Hsieh excused, on official leave of absence.

Supervisor Kennedy was noted present at 2:14 p.m.

Supervisor Ward was noted present at 2:25 p.m.

Supervisor Hongisto Excused

The Clerk announced that Supervisor Hongisto requested to be excused from attending today's meeting due to a family emergency.

Supervisor Kennedy, seconded by Supervisor Walker, moved to excuse Supervisor Hongisto from attendance today.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

Monday, August 20, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Grant - Federal Funds]

Resolution authorizing the Mayor of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$10,000 made available through the Federal Emergency Management Agency for a project entitled "Immediate Post Disaster Public Information Program for Non-English Speaking Populations in San Francisco" and agreeing to provide in kind match of \$3,345. (Mayor)

File 68-90-13, Resolution No. 677-90

Adopted.

[Federal Funding - Community Development]

Resolution approving the transfer of \$12,200 from the 1990 Community Development Program contingencies to complete 1990 Community Development Public Service Activities proposed by the OMI Pilgrim Community Center, Inc. through December 31, 1990; and approving Addendum Number One to the 1990 Community Development Program. (Community Development)

File 79-90-3, Resolution No. 678-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$75,000 in funds authorized by the Legislature of the State of California for the study of Lake Merced. (Public Utilities Commission)

File 94-90-8, Resolution No. 687-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Chief of Police to expend grant funds in the amount of \$105,000, from the Office of Criminal Justice Planning for the Gang Violence Suppression Program and agreeing to provide cash match in the amount of \$35,000. (Supervisor Maher)

File 143-90-3.1, Resolution No. 670-90

Adopted.

Monday, August 20, 1990

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$100,000 from the State Department of Mental Health for Continuum/HIV Day Services. (Mayor)

File 146-90-50, Resolution No. 688-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of this Charter; providing that said rates of compensation shall be effective beginning July 1, 1990; repealing Ordinance No. 285-90. (Supervisor Britt)

File 105-90-2, Ordinance No. 305-90

Finally passed.

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Bank of America against the City and County of San Francisco for \$6,871,059 in three equal non-interest bearing installments. (City Attorney)

File 45-90-40, Ordinance No.

(Superior Court Nos. 759-301, 781-241, 799-461, 822-803, 829-963, 838-701, 854-704, 866-573, 915-273.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Crocker National Bank against the City and County of San Francisco for \$2,879,367 in three equal non-interest bearing installments. (City Attorney)

File 45-90-41, Ordinance No.

(Superior Court Nos. 829-598, 777-935, 801-263, 800-461, 818-235, 758-460, 834-548, 858-853, 866-963, 866-964, 866-965, 914-545.)

Passed for second reading.

Monday, August 20, 1990

Adopted

[State Disability Insurance]
Resolution authorizing enrollment of Classification 1818 Management Information Specialist in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-9, Resolution No. 679-90

Adopted.

[State Disability Insurance]
Resolution authorizing enrollment of Classifications 6139 Senior Industrial Hygienist, 6144 Director, Toxics and Safety Services, and 8419 Prisoner Services Counselor in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-10, Resolution No. 680-90

Adopted.

Recommendations of City Services Committee

Finally Passed

[Street Acceptance]
Ordinance accepting roadways, including curbs, of ten dedicated public streets in the Hunters Point Redevelopment Project area and ten blocks of Fulton Street from Nineteenth Avenue to Twenty-fifth Avenue, from Twenty-sixth Avenue to Twenty-seventh Avenue, and from Forty-seventh Avenue to the Great Highway. (Department of Public Works)

File 9-90-2, Ordinance No. 302-90

Finally passed.

[Park and Open Space Advisory Committee]
Ordinance amending Administrative Code, to change the name of the Open Space/Park Renovation Citizens Advisory Committee to the Park and Open Space Advisory Committee and to change the composition of its membership, both changes being consistent with Proposition "E" as approved by the voters on November 8, 1988, which amended Section 6.413, effective July 1, 1990. (Clerk of the Board)

File 97-90-37, Ordinance No. 303-90

(Amends Section 5.90.)

Finally passed.

Monday, August 20, 1990

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 6.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Ward - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

From Administration and Oversight Committee

Finally Passed

[Salaries and Wages - Municipal Railway]
Ordinance fixing schedules of compensation effective July 1, 1990, to be paid under the provisions of Charter Section 8.404 to employees occupying Classification 9163 Transit Operator and related trainee class, by establishing the dollar value difference between vacation, retirement and health service benefits to be paid into the Transport Workers Union San Francisco Municipal Railway Trust Fund, incorporating by reference a Memorandum of Understanding, and by establishing conditions and benefits of employment other than wages for said classifications, provisions hereof to remain in effect until the adoption of any ordinance establishing different provisions. (Supervisor Britt)

File 104-90-1, Ordinance No. 304-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 6.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Ward - 5.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Oil and Gas Facilities]
Ordinance amending City Planning Code, to create the M-2 (OGS) and M-2 (OGP) overlay zoning district categories and to require conditional use authorization for activities related to the construction and operation of oil and gas facilities and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto)

File 115-90-6.1, Ordinance No. 306-90

Monday, August 20, 1990

(Approved by City Planning Commission Resolution No. 11926.)

(Adds Article 12.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Kennedy, Maher, Nelder, Walker - 6.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

From Economic and Social Policy Committee
Without Recommendation

Consideration Continued

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 272-90-4, Resolution No.

(July 30, 1990 - Consideration continued to August 20, 1990 with pending amendment of the whole entitled, Resolution beginning the public process to determine all options for the permanent replacement of the Embarcadero Freeway and the terminal separator, endorsing the immediate replacement of the damaged Embarcadero Freeway with an interim surface roadway.)

Supervisor Maher, seconded by Supervisor Nelder, moved to continue consideration to August 27, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

Monday, August 20, 1990

[Government Funding]

Ordinance appropriating \$75,000, Fire Department, for capital improvement project design costs (Emergency Operations Center). (Controller)

File 101-89-149.2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Government Funding]

Ordinance appropriating \$547,441, Juvenile Court, for permanent salaries-craft and related mandatory fringe benefits and facilities maintenance project (YGC Asbestos Abatement) for the creation of one position. (Controller)

File 101-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Public Employment]

Ordinance amending Ordinance No. 288-90, Annual Salary Ordinance, Juvenile Probation Department, reflecting the addition of one position (Classification 7334 Stationary Engineer); companion measure to File 101-90-3. (Civil Service Commission)

File 102-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Sale of Property]

Ordinance authorizing sale of Department of Public Works surplus City-owned property (Block 805, Lot 37) to the Progress Foundation, a non-profit corporation for the purpose of constructing two homes for low income clients of the mental health system; and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

Monday, August 20, 1990

File 96-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

Adopted

[Articulated Trolley Coaches]

Resolution authorizing the San Francisco Municipal Railway to enter into a contract with New Flyer Industries Limited for the purchase of 35 articulated trolley coaches. (Public Utilities Commission)

File 7-90-7, Resolution No. 675-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Special Validation Stamp Rate]

Resolution establishing a special validation stamp rate for American Multi Cinema, Inc. (AMC) at the Japan Center and Fillmore Annex garages. (Parking and Traffic Commission)

File 47-90-7, Resolution No. 676-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Lease of Property]

Resolution authorizing a new lease of real property at 1370 Mission Street, 2nd Floor, for the Department of Public Health, for information, education and training offices and conference facilities connected with the Sexually Transmitted Disease/AIDS Program. (Real Estate Department)

File 64-90-33, Resolution No. 671-90

Monday, August 20, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Redevelopment Agency Bonds]

Resolution approving the issuance by the Redevelopment Agency of the City and County of special tax bonds in a par value not to exceed \$75,000,000 pursuant to the Mello-Roos Community Facilities Act of 1982 to finance public infrastructure improvements in a community facilities district to be formed in the Yerba Buena Center Redevelopment Project Area. (Supervisor Ward)

File 91-90-1, Resolution No. 681-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Forensic Youth Services (YGC) as a sub-grantee, to apply for, accept and expend a grant of \$69,121, from the Department of Health Resources and Services for community health outreach for youth. (Mayor)

File 146-90-60, Resolution No. 689-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

[Ballot Argument]

Motion authorizing Proponent's ballot argument in favor of Proposition A, bond issue for the construction or reconstruction of correctional facilities. (Supervisor Walker)

File 60-90-14.2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Monday, August 20, 1990

Absent: Supervisors Hongisto, Hsieh - 2.

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition B, bond issue for the construction or reconstruction of a Youth Guidance Center. (Supervisor Walker)

File 60-90-14.1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of claim arising out of U.S.A. versus City and County, et al; Davis, et al versus City and County, by payment of \$30,000 and the cost of a 28 day alcohol rehabilitation program, the total cost of the rehabilitation program not to exceed \$5,000. (Supervisor Britt)

File 45-90-45, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

Adopted

[Appointments]

Resolution appointing member to the Mental Health Advisory Board. (Administration and Oversight Committee)

File 92-90-1, Resolution No. 682-90

(Phyllis Denise Spanglet, consumer, vice Gerald Veverka, resigned, for the unexpired portion of three-year term ending January 31, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Monday, August 20, 1990

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

[Appointment]

Resolution appointing members to the Maternal, Child and Adolescent Health Board, terms expired, for three-year terms ending August 31, 1993. (Administration and Oversight Committee)

File 92-90-24.1, Resolution No. 683-90

(Toye E. Moses, health profession, vice himself; Malka Kopell vice herself)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

[Appointment]

Resolution appointing members to the Assessment Appeals Board, for three-year terms ending September 3, 1993. (Administration and Oversight Committee)

File 92-90-27, Resolution No. 684-90

(Douglas S. Chan, term expiring, vice himself; Peter J. Fatooh term expiring, vice himself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34. (Employee Relations Division)

File 93-90-15, Resolution No. 685-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

Monday, August 20, 1990

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO. (Employee Relations Division)

File 93-90-16, Resolution No. 686-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition C, a charter amendment concerning revenue bonds procedures for the Port Commission. (Supervisor Hallinan)

File 226-90-2

Supervisor Kennedy, seconded by Supervisor Walker, moved to amend line one by deleting "and the Port Commission" and by adding "s" to "urge".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to amend last paragraph by changing "SINCE" to "Since".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend by changing "THE PORT" to "The Port"; changing "THIS" to "This"; changing "CHARTER SECTION" to "Charter Section"; and clerical correction to second paragraph from the end by correcting "form" to "from".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Monday, August 20, 1990

Absent: Supervisors Hongisto, Hsieh - 2.

Thereupon, the roll was called on the pending ballot argument and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Adopted as Amended; Rescinded; Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition D, a charter amendment regarding police, fire and airport police arbitration. (Supervisor Nelder)

File 253-90-2

Supervisor Kennedy, seconded by Supervisor Walker, moved to amend fourth paragraph, second sentence, after the word "by" by adding "authorizing" and amend third sentence by adding "of" before the word "employment".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair so the President could participate in the debate from the floor.

Supervisor Britt, seconded by Supervisor Nelder, moved to rescind the previous vote.

No objection and motion carried.

Supervisor Britt stated that in the past the votes of the Board of Supervisors to submit ballot arguments have not been recorded in the voter handbook. But, beginning with the November 6, 1990 election, it will be. Therefore, Supervisors who do not favor the charter amendment should vote "no".

Monday, August 20, 1990

Supervisor Walker stated her previous "aye" vote was a vote to indicate that this is a factually correct ballot argument.

In response to Supervisor Walker's inquiry, the Clerk of the Board stated the Board of Supervisors passed a new ordinance, sponsored by Supervisor Hsieh, which now provides that the vote on the question of who voted for or against submission of the ballot argument shall be put into the ballot pamphlet.

In response to Supervisor Nelder's inquiry, Deputy City Attorney Ted Lakey stated Ordinance 261-90 involved three types of changes. The one in question is an amendment to Section 5.80 which states "immediately following said argument shall appear a statement of which Supervisors voted for and which Supervisors voted against submitting said argument."

In response to Supervisor Ward's inquiry, Deputy City Attorney Ted Lakey indicated the Supervisors could amend the text of the argument to include language that the Board of Supervisors has approved this as to form and accuracy and it does not mean the members support or does not support this measure; consequently, the added words would count toward the word total.

In response to Supervisor Walker's inquiry, the Clerk of the Board stated, an ordinance adopted in July of this year changes the title we have been using from "official" to "proponent's" or "opponent's" arguments to be published according to the order of priority. It also required a statement of which supervisors voted for or which voted against submitting the argument.

Supervisor Nelder, seconded by Supervisor Walker, moved to further amend the argument to add the following sentence at the end: "Supervisors voting for this argument may not agree with the measure, but agree that the argument is accurate."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Britt - 1.

Absent: Supervisors Hongisto, Hsieh - 2.

Thereupon, the roll was called on the pending ballot argument and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

The President reassumed the Chair.

Monday, August 20, 1990

Adopted

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition F, a charter amendment regarding airport police retirement. (Supervisor Nelder)

File 252-90-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition I, an ordinance exempting Mission Bay from City Planning Code Section 101.1 (Proposition M, November 1986).

File 60-90-19

Supervisor Alioto, seconded by Supervisor Britt, moved to amend third paragraph, after "benefits" by adding "of the proposed neighborhood"; amend paragraph beginning with "Proposition I amends the 1986" to read: "Proposition I amends the 1986 Proposition M in order to allow the construction of office buildings -- none of which will be taller than eight stories -- only in conjunction with housing, parks and other community facilities. This amendment will only take effect upon City approval of a comprehensive development agreement which includes these public improvements and identification of the necessary revenues".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

Supervisor Walker, seconded by Supervisor Ward, moved to amend by deleting last paragraph beginning with "After a decade of planning".

Motion to amend adopted by the following vote:

Monday, August 20, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

Thereupon, the roll was called on the pending ballot argument and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Refused Adoption

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition J, an ordinance regarding Housing Affordability Fund. (Supervisor Walker)

File 60-90-22

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Walker, Ward - 5.

Noes: Supervisors Hallinan, Kennedy, Maher, Nelder - 4.

Absent: Supervisors Hongisto, Hsieh - 2.

Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition K, an ordinance regarding Domestic Partners. (Supervisor Britt)

File 60-90-20

Supervisor Nelder, seconded by Supervisor Maher, moved an amendment of the whole ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Hsieh - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Monday, August 20, 1990

Absent: Supervisors Hongisto, Hsieh - 2.

From Administration and Oversight Committee
Without Recommendation

Tabled

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition E, an initiative charter amendment relative to Nuclear Free Zone implementation. (Supervisor Britt)

File 60-90-18.1

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

Adopted

[Ballot Argument]

Motion authorizing proponent's argument in favor of Proposition G, a charter amendment which would create a position of confidential secretary to Chief Adult Probation Officer. (Supervisor Hsieh)

File 225-90-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Ward - 7.

Noes: Supervisors Britt, Walker - 2.

Absent: Supervisors Hongisto, Hsieh - 2.

Tabled

[Ballot Argument]

Motion authorizing opponent's argument against Proposition H, an initiative ordinance regarding Waterfront Land Use Plan. (Supervisor Britt)

File 60-90-21

Supervisor Ward, seconded by Supervisor Nelder, moved to table.

Monday, August 20, 1990

Supervisor Nelder requested that the Journal of Proceedings reflect her reason for voting for a motion to table is because she believes the proposed argument against Proposition H contains factual inaccuracies.

The roll was called on the motion to table and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Nelder, Walker, Ward - 7.

Noes: Supervisors Hallinan, Kennedy - 2.

Absent: Supervisors Hongisto, Hsieh - 2.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading

[Divestment]

Ordinance amending Administrative Code to prohibit leases, permits, licenses or other agreements for use of City property with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa; clarifying prohibited relationships; exceptions; and allowing an entity to submit a declaration pursuant to a withdrawal plan. (Supervisor Kennedy)

File 97-90-6, Ordinance No.

(Amending Sections 10.210, 10.211, 10.212, 10.213, 10.214, 10.215, 10.216, 10.217 and 10.219)

(Adding Section 10.219)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hongisto, Hsieh - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;
Ace Washington.

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FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Gift Acceptance]

Resolution authorizing the Department of Social Services to accept contributions of materials and in-kind services valued at \$82,760 from various congregations and affiliated organizations as part of the Mayor's Interfaith Task Force on the Homeless to support the 1990-91 Interfaith Emergency Winter Shelter Program.
(Supervisor Walker)

File 38-90-11, Resolution No. 740-90

(August 13, 1990 - Introduced in Board for consideration on August 20, 1990.)

Adopted.

[Extending Select Committee]

Motion extending the term of the Select Committee on Mission Bay Development for six months. (Supervisor Hongisto)

File 54-90-1.1

(August 13, 1990 - Introduced in Board for consideration on August 20, 1990)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this

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calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Kennedy requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Embarcadero Freeway]

Resolution urging the California Department of Transportation to assess alternate designs of the terminal separation. (Supervisor Maher)

File 272-90-5, Resolution No.

Supervisor Kennedy requested this legislation be referred to Committee.

Referred to Economic and Social Policy Committee.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-34, Resolution No. 672-90

(Harry Britt, President, Board of Supervisors, August 25 - 28;
Bill Maher, member, Board of Supervisors, November 13, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Street Closing]

Resolution authorizing temporary closing of a portion of Twenty-Third Street, between Castro and Diamond Streets, on Monday, September 3, 1990, from 10:00 a.m. to 2:00 p.m., for a block party.

File 42-90-33, Resolution No. 673-90

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Supervisor Alioto presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Maiden Lane, between Grant Avenue and Kearny Street, on Monday, September 24, 1990, from 4:00 p.m. to 10:00 p.m., for a party celebrating the opening of the Pavilion Christofle store.

File 42-90-34, Resolution No. 674-90

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Hsieh, Nelder - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Charitable Solicitation]

Ordinance amending Police Code by amending Section 660.2 relating to regulating the sales activities of charitable organizations to include portion of "P" District, surrounding and including Coit Tower that is not under the jurisdiction of the Recreation and Parks Department. (Supervisors Walker, Alioto, Hongisto, Nelder presented.) Referred to City Services Committee.

File 121-90-6

[Sidewalk Peddlers]

Ordinance amending Police Code by amending Section 869.3 relating to peddling on the public sidewalks to include portion of "P" District, surrounding and including Coit Tower that is not under the jurisdiction of the Recreation and Parks Department. (Supervisors Walker, Alioto, Hongisto, Nelder presented.) Referred to City Services Committee.

File 121-90-7

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[Hotel Occupancy Tax]

Ordinance amending Part III, Municipal Code, imposing a tax on the rent for every occupancy of a guest room in a hotel, by adding Section 502.7 which would increase the rate of the hotel occupancy tax from 11 percent to 13 percent, effective November 1, 1990. (Supervisor Hongisto presented.) Referred to Finance Committee.

File 127-90-10

Referred to Board

[Gift Acceptance]

Resolution accepting gift from Pacific Gas and Electric of Picture Database, a computer system valued in an amount in excess of \$25,000; thanking Pacific Gas and Electric for its gift. (Supervisor Walker presented.) Referred to Board August 27, 1990 Immediate Adoption Calendar.

File 38-90-12

Referred to Committee

[Public Restrooms]

Resolution urging the Mayor to urge the Department of Public Health and the Department of Public Works to study the feasibility and costs of installing handicapped accessible public restrooms in areas to be determined by those two departments. (Supervisors Maher and Nelder presented.) Referred to Economic and Social Policy Committee.

File 262-90-1

Requests for Hearings

File 43-90-2, By Supervisor Walker: To consider augmenting the City's "Transit-First" policy to provide disincentives for City employees to drive private vehicles to work and provide incentives to find alternative transportation and to consider increasing revenues to the City and County of San Francisco. Referred to Economic and Social Policy Committee.

File 60-90-14.3, By Supervisor Britt: To consider submitting rebuttal ballot argument concerning Proposition B, bond issue in the amount of \$73,800,000, for construction or reconstruction of a youth guidance center. Referred to Finance Committee.

File 60-90-14.4, By Supervisor Britt: To consider submitting rebuttal ballot argument concerning Proposition A, bond issue in the amount of \$16,500,000, for construction or reconstruction of correctional facilities. Referred to Finance Committee.

File 60-90-19.1, By Supervisor Alioto: To consider submitting rebuttal ballot argument concerning Proposition I, an ordinance exempting Mission Bay from City Planning Code Section 101.1

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(Proposition M, Nov. 1986). Referred to Administration and Oversight Committee.

File 60-90-20.1, By Supervisors Britt, Walker, Alioto, Hongisto: To consider submitting rebuttal ballot argument concerning Proposition K, an ordinance regarding Domestic Partners. Referred to Administration and Oversight Committee.

File 225-90-3, By Supervisor Hsieh: To consider submitting rebuttal ballot argument concerning Proposition G, charter amendment which would create a position of confidential secretary to Chief Adult Probation Officer. Referred to Administration and Oversight Committee.

File 226-90-3, By Supervisor Hallinan: To consider submitting rebuttal argument concerning Proposition C, charter amendment regarding Port revenue bond procedures. Referred to Administration and Oversight Committee.

File 252-90-3, By Supervisor Nelder: To consider submitting rebuttal ballot argument concerning Proposition F, charter amendment regarding airport police retirement. Referred to Administration and Oversight Committee.

File 253-90-3, By Supervisor Nelder: To consider submitting rebuttal argument concerning Proposition D, charter amendment regarding firefighters, police officers and airport police collective bargaining and interest arbitration. Referred to Administration and Oversight Committee.

File 261-90-1, By Supervisor Hallinan: To consider requesting the Attorney General publish and disseminate findings of report regarding legalizing the cultivation of marijuana for personal use, decriminalizing the use of other drugs on an individual basis and legalizing the possession of hypodermic needles. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Nelder, that letter be sent to his Honor, the Mayor, urging him to consider creating a City delegation/task force under the auspices of the Mayor's Office to facilitate the acquisition and installation of state-of-the art public street toilets/kiosks and that the subject matter has been reactivated under File 174-90-1 and is pending in the City Services Committee.

By Supervisor Nelder, that Budget Analyst compare fares for San Francisco cabs to those fares charged in other major communities and advise the cost/value/level of cab rates as reflected in today's dollar value compared to the dollar value in the year the current cab rates were set and what the effects the current world and fuel situation will have on the rates.

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By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the Department can increase their passing calls in the vicinity of the Excelsior School (including Avalon Street) whereby citizen's have expressed concern about increased auto vandalism and youths who are inebriated.

By Supervisor Gonzalez, that letter be sent to his Honor, the Mayor, urging him to authorize a \$10,000 reward, through the Mayor's Office of Public Safety, leading to the arrest and conviction of those responsible for the killing of Paul O'Meara, who was assaulted and killed in the vicinity of Hoff and 16th Streets on August 17, 1990.

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the department can investigate the escalation of crime on 16th and Mission Streets, in addition to recent beating of a San Francisco State University student, and what action can be taken to address this problem.

By Supervisor Kennedy, that City Attorney review File 127-89-9 and draft legislation assessing a surcharge to the costs of various admission tickets to entertainment productions and sporting events in the City for the purpose of funding certain City and County programs or functions directly or indirectly related to sports and/or entertainment.

By Supervisor Kennedy, that City Attorney prepare appropriate legislation which will require that a copy or duplicate of the Animal Care and Control Department's release form be delivered to the owner who signed the release form.

By Supervisor Kennedy, that letters be sent to his Honor, the Mayor, and the Controller requesting report be made to the Board on August 27, 1990, concerning the State budget impact on the City and County of San Francisco, to include but not limited to the following questions:

How much has the population increased over the last 5-10 years? What relationship does this have to the County's caseload growth?

Butte County has .6% of the state's population and 1.2% of the statewide AFDC caseload. Ten years ago, Butte County has 59 sheriff's deputies. Today there are only 36 deputies, despite a 26% increase in the unincorporated population. How does this situation affect response time?

Have you reduced hours, closed branches or shifted from paid professional staff to volunteers in your libraries?

How much money is budgeted for indigent health care today as compared with two, five and ten years ago?

What is the current average wait for emergency health care as compared with previous years?

Has the child protective services caseload changed? To what degree?

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Have you suspended capital improvements? What types?

What is the average age and mileage of the vehicle fleet?

Discuss the safety aspects.

What is San Francisco county's unemployment rate?

By Supervisor Hallinan, that letter be sent to Attorney General requesting he publish the state's Research Advisory Panel's report regarding legalization of marijuana.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Brendan O'Rourke (Supervisor Britt)

Paul O'Meara (Supervisors Gonzalez, Maher)

File 2-90-34

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:50 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, August 20, 1990

Approved by the Board of Supervisors on March 11, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Vol. 85

No. 35

Monday, August 27, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, August 27, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Harry G. Britt, the meeting was called to order at 2:08 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Britt, Hongisto, Nelder - 4.

Quorum present.

Supervisor Alioto was noted present at 2:20 p.m.

Supervisor Britt excused, on official leave of absence.

Supervisor Hongisto was noted present at 2:30 p.m.

Supervisor Nelder was noted present at 2:10 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Walker, seconded by Supervisor Hsieh, moved that Supervisor Maher be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

Supervisor Maher thereupon assumed the Chair.

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Presentation of Guests

Supervisor Maher introduced and welcomed the honorable S. S. Naraine, High Commander from the Republic of Guyana.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journals of Proceedings for Monday, March 12 and 19, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

SPECIAL ORDER - 2:00 P.M.

Recommendation of Finance Committee

Adopted as Amended

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument opposing Proposition B, a bond issue for construction or reconstruction of a youth guidance center. (Supervisor Britt)

File 60-90-14.3

Supervisor Walker, seconded by Supervisor Gonzalez, moved an amendment of the whole rebuttal argument.

Amendment of the whole rebuttal argument adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

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REPORTS OF COMMITTEES

Recommendations of Administration and Oversight Committee

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal argument concerning Proposition C, charter amendment regarding Port revenue bond procedures.
(Supervisor Hallinan)

File 226-90-3

Supervisor Hallinan presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal argument concerning Proposition D, charter amendment regarding firefighters, police officers and airport police collective bargaining and interest arbitration.
(Supervisor Nelder)

File 253-90-3

Supervisor Hallinan presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 7.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal argument concerning Proposition I, an ordinance exempting Mission Bay from City Planning Code Section 101.1 (Proposition M, November 1986). (Supervisor Alioto)

File 60-90-19.1

Supervisor Hallinan presented as a recommendation of Committee.

Adopted by the following vote:

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Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal argument concerning Proposition K, an ordinance regarding Domestic Partners. (Supervisor Britt)

File 60-90-20.1

Supervisor Hallinan presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

From Administration and Oversight Committee
Without Recommendation

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal argument concerning Proposition G, charter amendment which would create a position of confidential secretary to Chief Adult Probation Officer. (Supervisor Hsieh)

File 225-90-3

Supervisor Hallinan presented without recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$547,441, Juvenile Court, for permanent salaries-craft and related mandatory fringe benefits and facilities

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maintenance project (YGC Asbestos Abatement) for the creation of one position. (Controller)

File 101-90-3, Ordinance No. 308-90

Finally passed.

[Public Employment]

Ordinance amending Ordinance No. 288-90, Annual Salary Ordinance, Juvenile Probation Department, reflecting the addition of one position (Classification 7334 Stationary Engineer); companion measure to File 101-90-3. (Civil Service Commission)

File 102-90-3, Ordinance No. 316-90

Finally passed.

[Sale of Property]

Ordinance authorizing sale of Department of Public Works surplus City-owned property (Block 805, Lot 37) to the Progress Foundation, a non-profit corporation for the purpose of constructing two homes for low income clients of the mental health system; and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

File 96-90-3, Ordinance No. 307-90

Finally passed.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to apply for, accept and expend a grant of \$186,746 from the State Department of Health Services, Maternal Child Health Branch for perinatal services to the residents of San Francisco. (Mayor)

File 146-90-53, Resolution No. 706-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health, Dental, to accept and expend a grant of \$8,325 from the State Department of Health, Dental Health Section, for preventive dental service to children. (Mayor)

File 146-90-54, Resolution No. 707-90

Adopted.

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[Grant - State Funds]

Resolution authorizing the Department of Public Health, Mental Health Programs Division, to accept and expend a grant of \$164,571 from the State Department of Mental Health for AIDS/Mental Health Services to the residents of San Francisco affected by AIDS. (Mayor)

File 146-90-55, Resolution No. 708-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau, to apply for, accept and expend a grant of \$130,000 from the State Department of Health Services, Maternal and Child Health Branch for Title V Demonstration Project for fiscal year 1990-91 for continuation to the residents of San Francisco. (Mayor)

File 146-90-56, Resolution No. 715-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$210,500 from the Department of Mental Health, State of California, for services to the homeless mentally disabled individuals of San Francisco. (Mayor)

File 146-90-57, Resolution No. 709-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Forensic Youth Services (YGC) as a sub-grantee in collaboration with Larkin Street Youth Services, as prime grantee, to apply for, accept and expend a grant of \$40,000 from the Department of Health Resources and Services, Office of Substance Abuse Prevention, for education and early intervention services for high risk youth. (Mayor)

File 146-90-58, Resolution No. 710-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Communicable Disease, Sexually Transmitted Disease Control, to apply for, accept and expend a grant of \$340,446

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from the Department of Health and Human Services, the Centers for Disease Control, for the development, implementation and evaluation of innovative and alternative approaches to STD clinical care to the residents of San Francisco. (Mayor)

File 146-90-59, Resolution No. 711-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant allocation of \$654,928 from the California Department of Health Services to fund the AIDS Medical Waiver Program for the residents of San Francisco. (Mayor)

File 146-90-61, Resolution No. 712-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Bank of America against the City and County of San Francisco for \$6,871,059 in three equal non-interest bearing installments. (City Attorney)

File 45-90-40, Ordinance No. 309-90

(Superior Court Nos. 759-301, 781-241, 799-461, 822-803, 829-963, 838-701, 854-704, 866-573, 915-273.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Crocker National Bank against the City and County of San Francisco for \$2,879,367 in three equal non-interest bearing installments. (City Attorney)

File 45-90-41, Ordinance No. 310-90

(Superior Court Nos. 829-598, 777-935, 801-263, 800-461, 818-235, 758-460, 834-548, 858-853, 866-963, 866-964, 866-965, 914-545.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of claim arising out of U.S.A. versus City and County, et al; Davis, et al versus City and County,

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by payment of \$30,000 and the cost of a 28 day alcohol rehabilitation program, the total cost of the rehabilitation program not to exceed \$5,000. (Supervisor Britt)

File 45-90-45, Ordinance No. 311-90

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]
Resolution designating certain intersections as "Stop" intersections. (Economic and Social Policy Committee)

File 18-90-18, Resolution No. 695-90

(Stop Signs - Establish
Ingalls Street and Fitzgerald Avenue, southeast and northwest corners, stopping Ingalls Street traffic (making this an all-way Stop).

Christopher Drive and Oak Park Drive, all corners (makes this an all-way Stop).

Dublin Street and Russia Street, southeast and northwest corners, stopping Dublin Street traffic.

Capra Way and Mallorca Way, southwest corner, stopping Capra Way traffic.

Morningside Drive and Ocean Avenue, southeast and northwest corners, stopping Morningside Drive traffic.)

Adopted.

[Parking Regulations]
Resolution enacting and rescinding parking regulations, various streets. (Economic and Social Policy Committee)

File 19-90-10, Resolution No. 696-90

(Fifteen-Minute Parking, 7:00 A.M. - 6:00 P.M., except
Sunday - Rescind
Holloway Avenue, north side, between Varela Avenue and Cardenas Avenue.

Tow-Away, No Parking Anytime - Establish
Pacific Avenue, south side, from 71 feet to 91 feet west of Montgomery Street (20-foot zone).

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Tow-Away, No Parking Anytime - Establish
Fair Avenue, south side, between Mission and Coldridge Streets.)

Adopted.

[Residential Permit Parking]
Resolution extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights area, and adding to the list of streets upon which time limitations shall apply. (Department of Public Works)

File 40-90-12, Resolution No. 703-90

(Post Street, between Lyon Street and Presidio Avenue, both sides.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Finally Passed

[Government Funding]
Ordinance appropriating \$75,000, Fire Department, for capital improvement project design costs (Emergency Operations Center). (Controller)

File 101-89-149.2, Ordinance No. 315-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

Recommendation of Economic and Social Policy Committee

Monday, August 27, 1990

Finally Passed

[Divestment]

Ordinance amending the Administrative Code to prohibit leases, permits, licenses or other agreements for use of City property with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa; clarifying prohibited relationships; exceptions; and allowing an entity to submit a declaration pursuant to a withdrawal plan. (Supervisor Kennedy)

File 97-90-6, Ordinance No. 314-90

(Amending Sections 10.210, 10.211, 10.212, 10.213, 10.214, 10.215, 10.216, 10.217 and 10.219)

(Adding Section 10.219)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

From Economic and Social Policy Committee Without Recommendation

Consideration Continued

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 172-90-4, Resolution No.

(August 20, 1990 - Consideration continued to August 27, 1990 with pending amendment of the whole entitled, Resolution beginning the public process to determine all options for the permanent replacement of the Embarcadero Freeway and the terminal separator, endorsing the immediate replacement of the damaged Embarcadero Freeway with an interim surface roadway.)

Appointment of President Pro Tempore

At the request of President Maher, Supervisor Gonzalez assumed the Chair so the President could participate in the debate from the floor.

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Supervisor Hsieh, seconded by Supervisor Nelder, moved to rerefer to Committee with pending amendment of the whole.

Supervisor Maher, seconded by Supervisor Walker, moved substitute motion to continue consideration to September 4, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 7.

Noes: Supervisors Hsieh, Kennedy, Ward - 3.

Absent: Supervisor Britt - 1.

The President reassumed the Chair.

From the Clerk

Consideration Continued

[Delinquent Transfer Tax]
Resolution confirming report of Delinquent Transfer Tax submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.

File 158-90-3, Resolution No.

<u>(Transferred Property Addresses</u>	<u>Amount</u>
537 Blanken Avenue	1,312.50
934-938 Potrero Avenue	1,610.00
2588 Noriega Street	3,932.50.)

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to September 4, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

NEW BUSINESS

Recommendations of Finance Committee

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Passed for Second Reading

[BBI Fee Schedule]

Ordinance amending Building Code to increase certain building inspection fees and to modify the amount of the investigation fee imposed for performing work without a permit. (Department of Public Works)

File 114-90-6, Ordinance No.

(Amends Sections 323, 330.1, 330.3, 331, 332, 332.1, 332.2, 332.3, 332.4, 332.5, 333.1, 333.2 and 333.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Consideration Continued

[Claim Against the Government]

Resolution waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County, in the sum totalling \$926.76, legal obligations of the City and County. (Department of Public Health)

File 23-90-2, Resolution No.

Supervisor Nelder, seconded by Supervisor Hallinan, moved to continue consideration to September 4, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Adopted

[Grants - Private Funds]

Resolution authorizing the Department of Social Services to accept and expend gift funds in the total amount of \$69,292 from various foundations to support the Mayor's Interfaith Task Force on the Homeless and the 1990-91 Interfaith Emergency Winter Shelter Program. (Supervisor Walker)

File 68-90-14, Resolution No. 717-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

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Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Property Acquisition - Noise Easements]

Resolution authorizing the acquisition of 52 additional noise easements in the City of South San Francisco comprising the Phase V(b) Program (airport noise mitigation). (Real Estate Department)

File 82-90-8, Resolution No. 716-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant allocation of \$201,312 from the Department of Health and Human Services to continue to evaluate AIDS surveillance and to develop alternative surveillance methods for AIDS for the residents of San Francisco. (Mayor)

File 146-90-51, Resolution No. 704-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Disease Control, Sexually Transmitted Disease, to apply for, accept and expend a grant of \$285,879 from the Centers for Disease Control for an evaluation of condom use and interventions to increase their use by the residents of San Francisco. (Mayor)

File 146-90-52, Resolution No. 705-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

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[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, as a sub-grantee in collaboration with the California State Department of Mental Health, Children, Youth and Families Branch, as prime grantee, to apply for, accept and expend a two year grant of \$1,170,000 from the Robert Wood Johnson Foundation with \$450,000 of matching funds from the primary grantee, for a total of \$1,620,000 for the provision of a system of care for children and youth who are seriously emotionally disturbed and their families; placing \$805,765 on reserve. (Mayor)

File 146-90-62, Resolution No. 713-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Recommendations of Economic and Social Policy Committee

Adopted

[Taxicab Stand]

Resolution rescinding location of taxicab stand on Seventh Street. (Economic and Social Policy Committee)

File 15-90-3, Resolution No. 694-90

(Taxicab Stand - Rescind

Seventh Street, west side, from 5 feet to 85 feet north of Mission Street (35-foot zone) and from 7 feet to 48 feet north of Jessie Street (41-foot zone).)

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Traffic Regulations]

Resolution enacting traffic regulations, various streets. (Economic and Social Policy Committee)

File 20-90-11, Resolution No. 697-90

(Tow-Away, No Stopping Anytime - Establish

Quintara Street, south side, between Thirty-Sixth Avenue and Sunset Boulevard.

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Rivera Street, north side, between Sunset Boulevard and Thirty-Seventh Avenue.

No Turn on Red - Establish

Aleman Boulevard, eastbound, at Ottawa Street/Huron Street intersection.

No Left Turn into Driveway - Establish

Mission Street, eastbound, 150 feet east of Third Street.)

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

(Supervisor Kennedy dissenting in Committee.)

[Traffic Regulations]

Resolution rescinding traffic regulation on Fillmore Street.
(Economic and Social Policy Committee)

File 20-90-11.1, Resolution No. 698-90

(No Left Turn - Rescind

Fillmore Street, northbound, at Bay Street and Cervantes Boulevard.)

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Public Health-Plan Acceptance]

Resolution accepting and approving the Department of Public Health Strategic Plan for Mental Health, Substance Abuse and Forensic Services. (Supervisor Walker)

File 30-90-9, Resolution No. 699-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

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[Victims of Violence Task Force]

Resolution urging the Mayor to urge the Health Commission to establish a task force on victims of violence. (Economic and Social Policy Committee)

File 30-90-9.1, Resolution No. 700-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Recommendations of City Services Committee

Adopted as Amended

[County Short Doyle Plan]

((Resolution submitting the County Short Doyle Plan for Mental Health Services for fiscal year 1990-91 Part A, to the Board of Supervisors, urging the Board of Supervisors to approve this plan and submit it to the State Department of Mental Health.))
(Department of Public Health)

Resolution approving the San Francisco City and County Short-Doyle Plan for Mental Health Services for fiscal year 1990-91, Part A.

File 30-90-11, Resolution No. 701-90

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole entitled, "Resolution approving the San Francisco City and County Short-Doyle Plan for Mental Health Services for fiscal year 1990-91, Part A."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Adopted

[Permit Appeal]

Motion approving the decision of the Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 1637

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Taylor Street to construct a garage entrance through existing wall, two (2) planter boxes and a warped driveway ramp. (City Services Committee)

File 24-90-6

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

From the Clerk

Adopted

[New Condominium]

Motion approving final map of Ocean Garden, 18 Dorado Terrace, being a resubdivision of Lot 196 in Assessor's Block 3283, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-18

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

(Total Cost \$29,203.75.)

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to September 17, 1990.

Motion to continue adopted by the following vote:

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Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

From Department of Public Works

Consideration Continued

[Assessment Costs]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to September 17, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

Recess

The Board, at the hour of 3:07 p.m., took a brief recess.

Reconvening of the Board

The Board, at the hour of 3:14 p.m., reconvened.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of objections to the Report of the General Manager of the Public Utilities Commission that building located at 555 Seventh Street (Block 3779, Lots 31, 32, 42-44, 141) which is presently delinquent of payment of Transit Impact Development Fee be subject to special assessment lien, pursuant to Section 38.11 of the Administrative Code.

File 158-90-1

Supervisor Hallinan, seconded by Supervisor Walker, moved to continue consideration to September 4, 1990.

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Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

From Public Utilities Commission

Consideration Continued

[Delinquent Transit Impact Fee]

Resolution confirming report of delinquent payment of fee submitted by the General Manager of the Public Utilities Commission for collection of the Transit Impact Development Fee (TDIF) from 555 Seventh Street, pursuant to Section 38.11 of the Administrative Code, and creating a special assessment and lien based thereon.

File 158-90-1, Resolution No.

Supervisor Hallinan, seconded by Supervisor Walker, moved to continue consideration to September 4, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing pursuant to Health and Safety Code Section 1442.5 to consider the proposed elimination and reduction of health services to take place beginning September 1, 1990 and to consider whether the proposed changes in health services will have a detrimental impact on the health care needs of the County's indigents.

File 30-90-10

(A court reporter was present and a copy of the transcript is on file in the Office of the Clerk of the Board of Supervisors.)

The privilege of the floor was granted to the following persons:

Thomas Burroughs;
Bob, citizen of San Francisco
Susan Rosenthal, Local 790;
Granny, 74 years old;

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Jack Burgess, San Francisco Physical Disability Corporation;
Paul Varacalli, Service Employees International Union;
Joe Smith;
Adele Corvin, San Francisco Network of Adult Day Health Care
Centers;
Susan Amber, public health nurse, Health Center No. 3;
Dody Domish, public health nurse, Health Center No. 1;
Denise Lee Collins, representing public health nurses from
District Health Center No. 5;
William Davis;
Margaret Botkins;
Jacqueline Janssen, Children's Self-Help Center;
Lillian Schatzki, public health nurse, Health Center No. 2;
Lisa Windoff, outpatient services, Operation Concern;
Judy Green, outpatient services, Operation Concern;
Pam Quitard, outpatient services, Operation Concern;
Wendy, Vietnamese;
Mrs. Jah, Parents Advisory Board, Chinatown Child Development
Center;
Mrs. Gong;
Evelyn Lee, Asian Mental Health Task Force;
Speaker, supporting Chinese Family Aligned for the Mentally Ill;
Eve Meyer, Executive Director, San Francisco Suicide Prevention;
Alice Sanchez, representing public health nurses, Health Center
No. 1;
Emanuel Askew, Baker Place;
John Vernick, Executive Director, Baker Place;
Sue Thornley, public health nurse, Health Center No. 2;
Cambodian employee, Family Health Centers and Refugees Clinics;
Bill Hearst, Attorney, Tenderloin Self-Help Center;
Murray Zion, Tenderloin Self-Help Center;
Frances Guerrero, San Francisco General Hospital, OB/GYN;
Lynn Baskett, Sr. Vice President, Hospital Conference Services;
Bennett Larsen, patients rights advocate;
Nancy Messersmith, Tenderloin Self-Help Center;
Greg, part time staff, Tenderloin Self-Help Center;
Christine Wheeler;
Tom Hillyard;
Lucy Chavez;
Brian Brackney;
Concha Saucedo;
Dr. Patricia Batis Arsed, representing Latinos of San Francisco;
Shasella Lamon;
Nancy Finstein, Dean, Graduate Psychology Department, New
College of California;
Oscar Rice, North of Market Planning Coalition;
Jack Eberly, peer counselor, Tenderloin Self-Help Center;
Gail Marco, primary care nurse, San Francisco General Hospital;
Mrs. Shatu, Kimochi;
Gail Herrick, labor and delivery nurse, San Francisco General
Hospital;
Jim Volber, volunteer, Self-Help Center and Hospitality House;
Luz Perez, volunteer, Instituto Familiar De La Raza;
Anna Gomez, supervisor, Robertson Place;
Jane Wong, Adult Day Care Health Center, Laguna Honda Hospital;
Carmina Alla;

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Amelia Morgan, San Francisco Alliance for the Mentally Ill;
Linda Griffith, Institute on Aging, Mt Zion;
Lorenzo, supervisor, Tenderloin Self-Help Center;
Susan O'Hara, counseling supervisor, Tenderloin Self-Help Center;
Patient, Tenderloin Self-Help Center;
Rolando Juarez, UCSF Center for AIDS Prevention studies;
Dr. Steve Buckie, medical director, San Francisco General
Hospital detox program;
Shawn Jones, volunteer, Tenderloin Self-Help Center;
Vadmara Bengora, Methadone Detox Clinic, San Francisco General
Hospital;
Ron Crawford, staff, Tenderloin Self-Help Center;
Teresa Garcia, nurse, Health Center No. 2;
Yoshi;
Jean Smith, nurse, San Francisco General Hospital;
Tony Leone, nurse, San Francisco General Hospital;
Lee Meyerzove, San Francisco General Hospital Board;
Enola Maxwell, Potrero Hill Coalition for Health;
Dr. Julie London, psychologist, San Francisco General Hospital;
Bill Lee, San Francisco General Hospital;
Cheryl Armentrout, Mission Children's Day Treatment Program;
Omar Garcia, Mission Children's Day Treatment Program;
Jaime Miranda, Mission Children's Day Treatment Program;
Carl Akatewo, Mission Children's Day Treatment Program;
Chris Lopez, Mission Children's Day Treatment Program;
Nancy Loo, supervisor, nurse, Health Service No. 4;
Camelia Marquita, San Francisco General Hospital;
Taquesta Saome, Catholic Charities;
Elizabeth Galbraith, Northeast Lodge;
Dan Marer, staff nurse, San Francisco General Hospital;
Gwen Jones;
Susan Sundancer;
Dr. Peter Lurie, San Francisco Interns and Residents Association;
Emily Wilson, President, Sunset Parkside Education and Action
Committee;
Dr. Bob Henry, Program Director, Robertson Place;
Dr. Zella Cian, Instituto Familiar De La Raza;
Marie Bianga Tepper, member, Mental Health Advisory Board;
Johnny Garcia, Tenderloin Self-Help Center;
Holly Smith;
Linda Ennis, nurse, San Francisco General Hospital;
Bob, Health Care for the Homeless;
Ellen Vaughn;
Kathy Kecklin, Director, Bay View-Hunters Point Mental Health
Care Center;
Dr. Ann Carlin, counselor, Conard House;
Catherine Diamond, President, California Nurses Health
Association;
Steve Leeds, counselor, Robertson Place, Baker Place;
Bruce Olsen, psychiatric social worker;
Jerry Klein;
Frances Loo, San Francisco General Hospital;
Sherry Rosenberg, Community Advisory Board, Psychiatric Services;
David Pable, Mission Children's Day Treatment Program.

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From the Clerk

Consideration Continued

Resolution determining which reduction in health services will and will not have detrimental impact on the health care needs of indigents of this county.

File 30-90-10, Resolution No.

Supervisor Walker, seconded by Supervisor Gonzalez, moved to continue consideration to September 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Britt, Hongisto - 3.

COMMITTEE REPORTS

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Claim]

Ordinance authorizing supplemental settlement of City and County of San Francisco's claim against Whitecliff Company, Inc., and Fidelity National Title Insurance Company in Seto v. City and County, et al., by permitting City to retain deed restrictions on three of the units in question and to indemnify and hold harmless Whitecliff and Fidelity from liability for suit by the three remaining homeowners. (City Attorney)

File 49-89-1.1, Ordinance No.

(Superior Court No. 903-115.)

Supervisor Hallinan presented as recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Keith Weiner and Michelle Tan against the City and County by payment of \$6,000.
(City Attorney)

File 45-90-39, Ordinance No.

(Superior Court No. 912-594.)

Supervisor Hallinan presented as recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Allstate Insurance Company against the City and County and Jerry Sarin by payment of \$11,978.20. (City Attorney)

File 45-90-42, Ordinance No.

(Municipal Court No. 036-285.)

Supervisor Hallinan presented as recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Schuricht against the City and County by payment of \$20,000. (City Attorney)

File 45-90-43, Ordinance No.

(Superior Court No. 891-732.)

Supervisor Hallinan presented as recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Monday, August 27, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Marie Antunez against the City and County by payment of \$30,000. (City Attorney)

File 45-90-44, Ordinance No.

(Superior Court No. 910-293.)

Supervisor Hallinan presented as recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Ace Washington;
Leonard Graham.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

The resolution was introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require this resolution to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted as Amended

[Gift Acceptance]

((Resolution accepting gift from Pacific Gas and Electric of Picture Database, a computer system valued in an amount in excess of \$25,000; thanking Pacific Gas and Electric for its gift.))
(Supervisor Walker)

Resolution accepting gift from Pacific Gas and Electric of picture database, a computer system, valued in an amount in excess of \$25,000; holding PG&E harmless from all claims, losses, damages and liability; thanking PG&E for their gift and rescinding Resolution No. 412-90.

File 38-90-12, Resolution No. 702-90

(August 20, 1990 - Introduced in Board for consideration on August 27, 1990.)

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Supervisor Walker, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Resolution accepting gift from Pacific Gas and Electric of picture database, a computer system, valued in an amount in excess of \$25,000; holding PG&E harmless from all claims, losses, damages and liability; thanking PG&E for their gift and rescinding Resolution No. 412-90."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-35, Resolution No. 690-90

(Henry E. Berman, member, Fire Commission, August 20 - 27; Richard J. Evans, Director, Department of Public Works, September 7 - 15; M.M. Geistlinger, Director, Purchasing Department, September 17 - October 12; Richard Guggenheimer, member, Recreation & Park Commission, August 9 - 15; Allen C. Haile, member, Social Services Commission, August 16 - 25; Michael P. Huerta, Executive Director, Port, August 9 - 12; Trent Orr, member, Recreation and Park Commission, August 22 - 28 and September 26 - October 3; Harry S. Parker, III, Director, Fine Arts Museums, September 15 - 17; Kenneth R. Romines, member, Public Library Commission, August 9 - 14; Boyd G. Stephens, M.D., Chief Medical Examiner, September 13 - 19, 1990.)

Adopted.

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(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Proclamation]

Resolution endorsing Beat the Backup Day and Rideshare Week and urging his Honor, the Mayor, to proclaim September 18, 1990 Beat the Backup Day in San Francisco and October 1 through 5, 1990 Rideshare Week in San Francisco.

File 4-90-30, Resolution No. 691-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Commendation]

Resolution commemorating and thanking Mr. Jackson L. Schultz, Senior Vice President, Wells Fargo Bank, for his outstanding professional career and distinguished service which has reflected credit and has attracted business and financial commitment to the City of San Francisco.

File 4-90-31, Resolution No. 692-90

Supervisor Nelder presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Grant Avenue, between Jackson and Washington Streets, on Saturday, September 1, 1990, from 10:00 a.m. to 2:00 p.m., for a rally in connection with the opening of the Lung Kong Association of America convention; rescinding Resolution 633-90.

File 42-90-30.1, Resolution No. 693-90

Supervisor Hsieh presented for immediate adoption.

Adopted.

[Parking Lot - West Portal and 15th Avenue]

Resolution urging the Mayor to urge the Parking and Traffic Commission to take all steps necessary to acquire for the purpose of public parking accommodations the northeast corner lot at the intersection of West Portal Avenue and Fifteenth Avenue, and to take expeditious action to produce neighborhood and commercial parking opportunities at this location.

File 47-90-10, Resolution NO. 714-90

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Supervisor Nelder presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Britt, Hongisto, Maher, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Video Display Terminals]

Ordinance amending Health Code by adding Article 23 (Sections 1301 to 1312) requiring employers who employ video display terminal operators to comply with worker safety requirements. (Supervisors Walker, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder presented.) Referred to City Services Committee with request it be considered as soon as possible.

File 118-90-5

[Convention on the Rights of the Child]

Resolution memorializing members of the United States Congress to support House Resolution 312 and Senate Resolution 231, requesting immediate presidential review of the Convention on the Rights of the Child and transmission to the Senate for United States ratification and memorializing the Mayor to transmit a copy of this resolution to the San Francisco Congressional Delegation and Senators Bill Bradley and Richard Lugar. (Supervisors Hongisto, Walker, Alioto presented.) Referred to City Services Committee with request it be considered as soon as possible.

File 13-90-15

Requests for Hearings

File 30-90-13, By Supervisor Alioto: To consider proposal to deny City health services to citizens who have outstanding bills of \$100 or more. Referred to City Services Committee.

File 30-90-14, By Supervisor Alioto: To consider re-introduction of electroshock therapy in many San Francisco hospitals; namely, Langley Porter Psychiatric Institute at UCSF, St. Mary's Hospital and Pacific Presbyterian Medical Center. Referred to City Services Committee.

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File 47-90-10.1, By Supervisor Nelder: Hearing to consider enacting legislation which would encourage the City to find a way to acquire property at 15th and West Portal Avenues, which is now vacant, for the purpose of providing public parking. Referred to Economic and Social Policy Committee.

File 92-90-29, By Supervisor Kennedy: To consider the selection of San Francisco's representative on the County Supervisors Association of California Board of Directors for 1991. Referred to Administration and Oversight Committee.

File 107-90-4, By Supervisor Ward: To consider elder abuse prevention services. Referred to City Services Committee.

File 207-90-4, By Supervisor Alioto: To consider recent homicides in San Francisco, reflected in the increase in homicides on a year-to-year basis, increases in related violent crime and the San Francisco Police Department's response to these crimes. Referred to City Services Committee.

File 210-90-2, By Supervisor Nelder: To consider policies, rules and procedures for handling police disability retirement cases by the City Attorney's Office and the Retirement Board and enactment of legislation mandating police and fire disability retirement cases be given priority and go to hearing within six months of any accident or event which constitutes foundation of claim. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Nelder, that letters be sent to the Police Officer's Association, the City Attorney and the Retirement Board asking for information on policies, rules and procedures in existence for handling police disability retirement cases.

By Supervisor Nelder, that City Attorney prepare appropriate legislation mandating police and fire disability retirement cases be given priority by the City Attorney and Retirement Board and that cases go to hearing within six months of any accident or event which constitutes foundation of claim, unless delayed pursuant to request of the claimant.

By Supervisor Nelder, that letter of inquiry be sent to the Honorable Recreation and Park Commission, regarding designated dog runs in San Francisco, to determine the following information: the basis of designated dog runs and the measurements of such basis; the numbers in use and frequency of use; related matters in determining whether there is insufficient or adequate space set aside for such purposes; maps relating to above request and information concerning enforcement of limitations of use in areas marked or unmarked as designated dog runs.

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By Supervisor Nelder, that letter of inquiry be sent to the Chief of Police concerning designated dog runs to acquire information concerning enforcement of limitations of use in areas marked or unmarked as designated dog runs.

By Supervisor Walker, that letter be sent to all departments requesting an inventory of each department's parking facilities to include the following information: how much parking is made available for City employees use; what amounts do City employees pay for the parking space; when City vehicles are marked in the parking facility, is there a fee; what facilities exist for parking bicycles; what transportation system management plans exist, i.e., carpool plan; what is the department's policy for employee vehicle use and reimbursement.

By Supervisor Walker, that Budget Analyst make recommendations where cuts in general fund expenditures can be targeted with least impact and without serious ripple effect to individual departments and programs.

By Supervisors Walker and Hallinan, that City Attorney prepare appropriate legislation which would require homeless shelters to register with the City and County of San Francisco.

By Supervisor Walker, that Budget Analyst perform cost analysis of video display terminal regulations and its proposed effect.

By Supervisor Alioto, that City Attorney prepare appropriate legislation to amend the Administrative Code to require all City departments with over 15 employees present an organizational chart to the Board of Supervisors annually, at the beginning of the budget process. The chart should include organizational flow chart, number of authorized positions, titles, job descriptions and salaries.

By Supervisor Gonzalez, that letter be sent to the Director of Public Works requesting investigation of feasibility of installing a crosswalk and appropriate signage at the corner of 15th and Julian Streets and whether the intersection can be made wheelchair accessible.

By Supervisor Gonzalez, that letters be sent to the Fire Chief, Director of Public Health and Director of Public Works requesting investigation of potential fire hazard caused by demolition, garbage, etc. at Wiese Alley, between 15th and 16th Streets, in the area surrounding a lot that runs from Mission to Julian Street near 15th Street.

By Supervisor Maher, that letter be sent to Director of Public Works requesting investigation of feasibility of installing a Stop sign on Haight Street at the corner of Shrader.

Monday, August 27, 1990

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Bruno Pella (Supervisor Walker)
Timothy J. Thorsen (Supervisor Hongisto)
James Markley (Supervisor Hongisto)
Darryl Agnew (By the entire Board).

File 2-90-35

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 7:19 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, August 27, 1990

Approved by the Board of Supervisors on March 18, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Vol. 85

No. 36

TUESDAY, September 4, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

DOCUMENTS SECT.

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, September 4, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder - 6.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hongisto, Walker, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:15 p.m.

Supervisor Gonzalez was noted present at 2:19 p.m.

Supervisor Hongisto was noted present at 2:21 p.m.

Supervisor Walker was noted present at 2:20 p.m.

Supervisor Ward was noted present at 2:40 p.m.

CONSENT CALENDAR

Severed from Consent Calendar

At the request of Supervisor Walker, Supervisor Britt directed that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Tuesday, September 4, 1990

Adopted as Amended

[Grant - State Funds]

Resolution authorizing the Mayor's Criminal Justice Council of the City and County to apply for, accept and expend funds totalling \$825,746 from the California Youth Authority for the 1990/91 "County Justice System Subvention Program (CJSSP)"; providing allocations, designating program coordinator and rescinding Resolution No. 653-90 (File No.. 68-90-11) previously passed, by the Board of Supervisors. (Mayor)

File 68-90-15, Resolution No. 736-90

Supervisor Walker, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[BBI Fee Schedule]

Ordinance amending Building Code to increase certain building inspection fees and to modify the amount of the investigation fee imposed for performing work without a permit. (Department of Public Works)

File 114-90-6, Ordinance No. 321-90

(Amends Sections 323, 330.1, 330.3, 331, 332, 332.1, 332.2, 332.3, 332.4, 332.5, 333.1, 333.2 and 333.3.)

Finally passed.

Tuesday, September 4, 1990

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$166,088, Airports Commission, for capital improvement project (Airfield Improvements), for fiscal year 1990-91. (Controller)

File 101-90-6, Ordinance No.

Passed for second reading.

Adopted

[AB 2994 Contract]

Resolution authorizing the execution of an agreement between the City and County and the Regents of the University of California, San Francisco in the amount of \$11,331 in order to provide consultation and training to the Department of Social Services' staff and foster parents involved in the Fragile Infant Program for fiscal year 1990-91, commencing October 1990. (Department of Social Services)

File 172-90-20, Resolution No. 724-90

Adopted.

[AB 2994 Contract]

Resolution authorizing the execution of an agreement between the City and County and Family Services Agency of San Francisco to provide funds in the amount of \$37,148 for diagnostic, educational and counseling services to families and children at risk of neglect and abuse for fiscal year 1990-91, commencing September 1990. (Department of Social Services)

File 172-90-21, Resolution No. 725-90

Adopted.

[AB 2994 Contract]

Resolution authorizing the execution of an agreement between the City and County and the San Francisco Child Abuse Council, Inc., to provide funds in the amount of \$39,699 for professional training and community education to the public on child abuse and through the media generate greater public awareness of the problem of child abuse for the fiscal year 1990-91, commencing September 1990. (Department of Social Services)

File 172-90-22, Resolution No. 726-90

Adopted.

Tuesday, September 4, 1990

[AB 2994 Contract]

Resolution authorizing the execution of an agreement between the City and County and the Regents of the University of California, San Francisco to provide funds in the amount of \$45,641 for crisis intervention and extended treatment to families with children at high risk from abuse and neglect for fiscal year 1990-91, commencing September 1990. (Department of Social Services)

File 172-90-23, Resolution No. 727-90

Adopted.

[AB 2994 Contract]

Resolution authorizing the execution of an agreement between the City and County and Charila Foundation/Catholic Youth Organization to provide funds in the amount of \$54,769 for in-home intensive treatment services to families with children at risk of out-of-home placement or where reunification of the family is the goal for fiscal year 1990-91, commencing September 1990. (Department of Social Services)

File 172-90-24, Resolution No. 728-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Keith Weiner and Michelle Tan against the City and County by payment of \$6,000. (City Attorney)

File 45-90-39, Ordinance No. 317-90

(Superior Court No. 912-594.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Allstate Insurance Company against the City and County and Jerry Sarin by payment of \$11,978.20. (City Attorney)

File 45-90-42, Ordinance No. 318-90

(Municipal Court No. 036-285.)

Finally passed.

Tuesday, September 4, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Schuricht against the City and County by payment of \$20,000. (City Attorney)

File 45-90-43, Ordinance No. 319-90

(Superior Court No. 891-732.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Marie Antunez against the City and County by payment of \$30,000. (City Attorney)

File 45-90-44, Ordinance No. 320-90

(Superior Court No. 910-293.)

Finally passed.

[Settlement of Claim]

Ordinance authorizing supplemental settlement of City and County of San Francisco's claim against Whitecliff Company, Inc., and Fidelity National Title Insurance Company in Seto v. City and County, et al., by permitting City to retain deed restrictions on three of the units in question and to indemnify and hold harmless Whitecliff and Fidelity from liability for suit by the three remaining homeowners. (City Attorney)

File 49-89-1.1, Ordinance No. 322-90

(Superior Court No. 903-115.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder - 7.

Absent: Supervisors Gonzalez, Hongisto, Walker, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Tuesday, September 4, 1990

Adopted

[Claim Against the Government]

Resolution waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County, in the sum totalling \$926.76, legal obligations of the City and County. (Department of Public Health)

File 23-90-2, Resolution No. 730-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From Economic and Social Policy Committee
Without Recommendation

Rereferred to Committee

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 272-90-4, Resolution No.

(August 27, 1990 - Consideration continued to September 4, 1990 with pending amendment of the whole entitled, Resolution beginning the public process to determine all options for the permanent replacement of the Embarcadero Freeway and the terminal separator; endorsing the immediate replacement of the damaged Embarcadero Freeway with an interim surface roadway.)

Supervisor Hsieh, seconded by Supervisor Nelder, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Hsieh, Nelder, Ward - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Walker - 6.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to rerefer to Committee with pending amendment of the whole.

Supervisor Ward, seconded by Supervisor Hsieh, moved substitute motion to continue consideration to October 1, 1990.

Tuesday, September 4, 1990

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy, Nelder, Ward - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker - 6.

The roll was then called on the motion to rerefer to Committee with pending amendment of the whole and it was adopted by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Ward - 6.

Noes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker - 5.

Supervisor Ward stated the Economic and Social Policy Committee will hold a special meeting on September 19, 1990 at 10:00 a.m. to consider this matter.

From the Clerk

Tabled

[Delinquent Transfer Tax]

Resolution confirming report of Delinquent Transfer Tax submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.

File 158-90-3, Resolution No.

<u>(Transferred Property Addresses</u>	<u>Amount</u>
537 Blanken Avenue	1,312.50
934-938 Potrero Avenue	1,610.00
2588 Noriega Street	3,932.50.)

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder - 8.

Absent: Supervisors Hongisto, Walker, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Tuesday, September 4, 1990

Passed for Second Reading

[Government Funding]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1990-91, File No. 101-90-2, Ordinance No. 287-90, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, as a pre-requisite to levy a tax pursuant to Charter Section 6.208. (Controller)

File 101-90-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 1991. (Controller)

File 74-90-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 1991. (Controller)

File 74-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for City and County of San Francisco purposes for the fiscal year ending June 30, 1991. (Controller)

Tuesday, September 4, 1990

File 74-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Consideration Continued

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Increase]
Ordinance amending Part III, Municipal Code, imposing a real property transfer tax, to increase the real property transfer tax rate from \$2.50 for each five hundred dollars of consideration or value to \$4.40 for each five hundred dollars of consideration or value, and by deleting the exemption from the tax for assumed indebtedness. (Supervisors Walker, Gonzalez)

File 127-90-4, Ordinance No.

(Amends Section 1102.)

Supervisor Walker, seconded by Supervisor Maher, moved to continue consideration to September 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Tuesday, September 4, 1990

Question Divided; Adopted as Amended

[Reimbursement to Employee]

Resolution authorizing reimbursement for cost of personal property of City and County Employees damaged/stolen in the line of duty.
(Finance Committee)

File 51-90-2, Resolution No. 735-90

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>MUNICIPAL RAILWAY</u>			
Gary Tisell	Damaged automobile tire	\$ 42.47	38.00
Samuel L. Garcia, Jr.	Broken eyeglasses	87.00	87.00
Kenneth Sapp	Damaged tool box	229.00	229.00
<u>JUVENILE PROBATION</u>			
Darryl Duke	Torn clothing	80.00	80.00
<u>PUBLIC HEALTH</u>			
Elinor M. Peck	Torn blouse	85.76	85.76
Yakov Fuks	Broken eyeglasses	181.00	68.00
Nanette Madden	Stolen eyeglasses & briefcase	290.00	114.00
George Woods	Stolen Stethoscope	125.00	62.50
<u>PUBLIC WORKS</u>			
((Juan Carlos Cisneros	Stolen money from wallet	1,100.00	-0-))
Herminio Torres	Stolen briefcase & contents	172.00	172.00
<u>RECREATION & PARK</u>			
((Kathleen Teresa Harold	Broken automobile window	128.41	-0-))
((Bart Ribotta	Damage automobile (insurance deductible cost)	50.00	-0-))
Chris Boettcher	Stolen camera & accessories	500.00	250.00
((Ronnie Chism	Vandalized automobile	1,502.75	-0-))
<u>ASSESSOR</u>			
((Carlos E. Castillo	Stolen Cross pen	21.50	-0-))
<u>DEPARTMENT OF ELECTRICITY</u>			
((Gerald J. Snyder	Stolen tools	1,525.03	1,525.03))
<u>CHIEF ADMINISTRATIVE OFFICER</u>			
John T. Noguchi	Damage suit pants	40.00	40.00
TOTAL		(((\$6,034.92))	((2,688.79))
		<u>\$1,832.23</u>	<u>\$1,226.26</u>

Tuesday, September 4, 1990

At the request of Supervisor Nelder, the question was divided with respect to the claims of Juan Carlos Cisneros, Kathleen Teresa Harold, Bart Ribotta, Ronnie Chism and Carlos E. Castillo, so the matter could be considered separately.

At the request of Supervisor Hongisto, the question was divided with respect to the claim of Gerald J. Snyder, so the matter could be considered separately.

In response to Supervisor Hallinan's inquiry, Deputy City Attorney Ted Lakey stated the claim of George Woods was discussed at the Finance Committee and it would be appropriate to amend the report and legislation to include Mr. Woods claim.

Thereupon, Supervisor Hallinan, seconded by Supervisor Hongisto, moved to amend the report and resolution to restore the claim of George Woods and authorize payment of \$62.50.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Noes: Supervisors Maher, Walker - 2.

Absent: Supervisor Ward - 1.

The roll was then called on the main resolution, as divided and as amended, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Noes: Supervisor Walker - 1.

Absent: Supervisor Ward - 1.

Consideration Continued

[Reimbursement to Employee]

Resolution authorizing reimbursement for cost of personal property of City and County Employees damaged/stolen in the line of duty.

File 51-90-2.2, Resolution No. 748-90

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>PUBLIC WORKS</u>			
Juan Carlos Cisneros	Stolen money from wallet	1,100.00	-0-

Tuesday, September 4, 1990

RECREATION & PARK

Kathleen Teresa

Harold	Broken automobile window	128.41	-0-
Bart Ribotta	Damage automobile (insurance deductible cost)	50.00	-0-
Ronnie Chism	Vandalized automobile	1,502.75	-0-

ASSESSOR

Carlos E. Castillo	Stolen Cross pen	21.50	-0-
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DEPARTMENT OF ELECTRICITY

Gerald J. Snyder	Stolen tools	<u>1,525.03</u>	<u>1,525.03</u>
TOTAL		\$6,159.90	1,525.03

Supervisor Nelder, seconded by Supervisor Kennedy, moved to continue consideration to September 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 8.

Noes: Supervisor Walker - 1.

Absent: Supervisors Alioto, Ward - 2.

Adopted

[Appropriations Limit, fiscal year 1990-91]
Resolution establishing the appropriations limit pursuant to California Constitution Article XIII B for fiscal year 1990-91. (Supervisor Maher)

File 101-90-4, Resolution No. 738-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Airport - Rates and Charges]
Resolution making a finding that the schedule of rates and charges for common use facilities established by the Airports Commission effective July 1, 1990 will be sufficient to pay for maintenance and operation expenses of the Airport and will not require any tax subsidy. (Airports Commission)

File 27-90-6, Resolution No. 731-90

Tuesday, September 4, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Airport - Rates and Charges]

Resolution approving changes to the schedule of rates and charges for common use facilities at San Francisco International Airport as established by the Airports Commission; companion measure to File 27-90-6. (Airports Commission)

File 27-90-6.1, Resolution No. 732-90

(Filed August 14, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Emergency Work]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the Embarcadero Area. (Department of Public Works)

File 28-90-16, Resolution No. 733-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that construction of a parking structure with ground floor commercial space at the southeast corner of Polk and Bush Streets, Lot 12 in Assessor's Block 669, will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; adopting findings pursuant to City Planning Code Section 101.1. (Parking Authority)

File 47-90-9, Resolution No. 734-90

Tuesday, September 4, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Government Funding]

Resolution approving the release of funds for the construction of a garage at Polk-Bush Streets by the Parking Authority; companion measure to File 47-90-9. (Parking Authority).

File 101-89-156.1, Resolution No. 737-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health, Child Health and Disability Prevention Services, to augment and expend funds in the total amount of \$146,877 from the State Department of Health Services for Child Health and Disability Prevention Services; ratifying action previously taken. (Mayor)

File 146-90-63, Resolution No. 723-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Law Library Fee Increase]

Resolution increasing filing and appearance fees from \$12.00 to \$18.00 effective October 1, 1990, as provided in the Business and Professions Code, Sections 6321 and 6322, for operation of the Law Library. (San Francisco Law Library)

File 198-90-2, Resolution No. 729-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Tuesday, September 4, 1990

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of objections to the Report of the General Manager of the Public Utilities Commission that building located at 555 Seventh Street (Block 3779, Lots 31, 32, 42-44, 141) which is presently delinquent of payment of Transit Impact Development Fee be subject to special assessment lien, pursuant to Section 38.11 of the Administrative Code.

File 158-90-1

The privilege of the floor was granted to the following person:

David MacPherson, representing property owner.

From Public Utilities Commission

Refused Adoption

[Delinquent Transit Impact Fee]

Resolution confirming report of delinquent payment of fee submitted by the General Manager of the Public Utilities Commission for collection of the Transit Impact Development Fee (TDIF) from 555 Seventh Street, pursuant to Section 38.11 of the Administrative Code, and creating a special assessment and lien based thereon.

File 158-90-1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Britt, Maher - 2.

Noes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisor Walker - 1.

Adopted

Motion directing the Clerk of the Board to send letter to the City Attorney requesting she consult with appropriate representatives of the Public Utilities Commission and the developer to consider various options to resolve collection of the Transit Impact Development Fee from 555 Seventh Street.

File 158-90-1.1

Supervisor Hongisto presented for immediate adoption.

Adopted by the following vote:

Tuesday, September 4, 1990

Ayes: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Kennedy, Nelder, Ward - 7.

Noes: Supervisors Britt, Hallinan, Maher - 3.

Absent: Supervisor Walker - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Appeal Hearing]

Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) denying the application of Peter Butler for the temporary closing of portions of various streets at various times on Sunday, October 28, 1990, for the Eighth Annual Escape from Alcatraz Triathlon.

File 42-90-32

The privilege of the floor was granted to the following person:

Peter Butler, appellant;
David Peterson;
David Horning.

From the Clerk

Consideration Continued

[Street Closing]

Resolution authorizing the temporary closing of portions of various streets at various times on Sunday, October 28, 1990, for the Eighth Annual Escape from Alcatraz Triathlon; and providing for insurance.

File 42-90-32, Resolution No.

(Van Ness Avenue between Muni Pier and Bay Street (right hand lane); Bay Street between Van Ness Avenue and Laguna Street (right hand lane); Laguna Street, between Bay Street and Marina Boulevard (right hand lane); Marina Boulevard between Laguna Street and Presidio/Marina Gate (right hand lane); El Camino Del Mar between 25th Avenue and Legion of Honor Drive; Legion of Honor Drive between El Camino Del Mar and Clement Streets; Clement Street between 34th and 45th Avenues; 45th Avenue between Clement Street and Point Lobos Avenue; Point Lobos Avenue between 45th Avenue and Sutro Heights; Great Highway between Sutro Heights Avenue and Sloat Boulevard, with complete closure of the Great Highway from Fulton Street to Sloat Boulevard; with bike ride finishing across the Golden Gate Bridge in Marin.

Tuesday, September 4, 1990

Point Lobos Avenue and Great Highway in area of Cliff House is to be limited to one-way traffic going south on the Great Highway, with two northbound lanes closed to traffic completely, one lane for cyclists to descend hill and one lane for cyclists to ascend. Traffic exiting Cliff House will descend hill and, as flow of cyclists allows, may turn left onto either Balboa Street or Fulton Street.)

Supervisor Nelder, seconded by Supervisor Ward, moved to continue consideration to September 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Nelder, Ward - 6.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Maher, Walker - 5.

Supervisors Alioto, Maher, Walker Excused

President Britt announced he had excused Supervisors Alioto, Maher and Walker from the remainder of the meeting.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:
Peter Mendoza.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-36, Resolution No. 718-90

(Gordon Chin, member, Public Utilities Commission, September 12 - 13; Joe Grubb, Executive Director, Rent Board, September 20 - October 15; Edward Helfeld, Executive Director, Redevelopment

Tuesday, September 4, 1990

Agency, August 27 - September 4 and September 24 - 29; Michael Hennessey, Sheriff, November 8 - 12; Caryl Ito, member, Commission on the Status of Woman, September 15 - 17; Frank M. Jordan, Chief of Police, September 8 - 11; Leroy King, President, Redevelopment Agency, August 18 - 25; Leni Marin, member, Commission on the Status of Woman, September 13 - 20; Clare M. Murphy, General Manager, Retirement System, August 25 - September 4; R. Douglas Norby, member, Film and Video Arts Commission, September 7 - 12; L. Turpen, Director of Airports, October 13 - 19 and October 30 - November 10, 1990.)

Adopted.

[Street Closing]

Resolution authorizing the temporary closing of portion of Vandewater Street. (Supervisor Alioto)

File 42-90-35, Resolution No. 721-90

(Vandewater Street, between Powell and Mason Streets, on Sunday, September 30, 1990, from 1:30 p.m. to 5:30 p.m., for a block party.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Beat the Back-up Day '90]

Resolution supporting Beat the Back-up Day '90; urging the Mayor to urge the Public Utilities Commission to reduce Municipal Railway fares to twenty-five cents, except cable cars, on Tuesday, September 18; urging the Public Utilities Commission to work with participating news organizations to promote this effort.

File 4-90-30.1, Resolution No. 719-90

Supervisor Maher presented for immediate adoption.

Adopted.

[Emergency Water Rights Acquisition]

Resolution finding that an emergency exists requiring immediate acquisition of necessary and sufficient water rights to insure that there is a water supply for the Log Cabin Ranch facility; urging the Juvenile Probation Department and City Attorney's Office to obtain the services of a consultant to assist in the acquisition of sufficient water rights at the Log Cabin Ranch.

File 28-90-17, Resolution No. 720-90

Tuesday, September 4, 1990

Supervisor Walker presented for immediate adoption.

Adopted.

[Senior Escort-Outreach Program]

Resolution establishing it as City policy that the Senior Escort-Outreach Program is a necessary service and urging the Mayor to submit a supplemental appropriation to protect, restore and assure all necessary monies to the Senior Escort-Outreach Program budget for 1990-91.

File 100-90-10

Supervisor Nelder presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Nelder, Ward - 6.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Maher, Walker - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Event Admission Tax]

Ordinance amending Part III of the Municipal Code by adding Article 14, imposing an event admission tax of one dollar (\$1). (Supervisor Kennedy presented.) Referred to Finance Committee.

File 127-90-10

[Supplemental Emergency Ambulance Coverage]

Resolution urging the Mayor, the Health Commission, the Director of Public Health, the Department of Public Health and the Emergency Medical Services Director to accept the Supplemental Emergency Ambulance Coverage proposal providing two dedicated manned private emergency ambulances to be available for direct dispatch during peak demand hours. (Supervisors Nelder and Kennedy presented.) Referred to City Services Committee.

File 30-90-15

Tuesday, September 4, 1990

[Mayor's Earthquake Emergency Relief Fund]

Resolution approving expenditure of \$750,000 for the temporary rehabilitation of two shelters to accommodate persons displaced by the October 17, 1989 earthquake. (Supervisor Hallinan presented on behalf of Supervisor Hongisto.) Referred to Finance Committee.

File 270-90-21

Requests for Hearings

File 178-90-2, By Supervisor Kennedy: To consider alleged discrimination, racism, harassment and unfair labor practice at Laguna Honda Hospital. Referred to Administration and Oversight Committee with request it be considered as soon as possible.

File 193-90-12.1., By Supervisor Kennedy: To consider proposed conversion of Eureka Valley Playground (Diamond at 18th Street) to a dog run. Referred to City Services Committee with request it be considered as soon as possible.

File 204-90-2, By Supervisor Hongisto: To consider enforcement of City ordinances and rules restricting the demolition of existing housing units. Referred to Economic and Social Policy Committee.

File 174-90-5, By Supervisor Gonzalez: To consider establishing an Inter-Departmental Mission District Task Force to develop a plan to improve City services in the areas of police protection, public works and enforcement of environmental health, building and zoning codes. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Britt, that letter of inquiry be sent to General Manager, Public Utilities, to determine who requested and authorized the removal of benches at Harvey Milk Plaza and whether there were any community discussion on or around the removal.

By Supervisor Gonzalez, that Budget Analyst prepare report/management audit of the San Francisco Police Department to reflect the following: 1) present staffing shortages (relative to authorized strength achieved in 1985-86); 2) present status of special units staff (i.e., vice, narcotics, homicide, tactical, etc.); 3) response time; 4) staffing by watch at district stations; 5) costs and schedule to bring department staffing to 1985-86 level (i.e., authorized strength); 6) comparing present crime rate to 1985-86 level.

By Supervisor Gonzalez, that letter be sent to Director of Public Works inquiring when is the earliest date work can begin to remove the basketball court and barriers obstructing the flow of traffic on 27th Street, between Folsom and Harrison Streets.

Tuesday, September 4, 1990

By Supervisor Hsieh, that letter be sent to Director of Health inquiring why the Department has not accepted the offer by the San Francisco Ambulance Association concerning use of two free private ambulances.

By Supervisor Kennedy, that letter be sent to Director of Public Works to determine the status of investigation of alleged installation of non-conforming curb ramps throughout the City brought to the Department's attention by a concerned citizen.

By Supervisor Kennedy, that letter of inquiry be sent to the Director of Health, regarding excessive rubbish from the Tick Toc fast foods establishment, to determine what can be done to alleviate the concerns of citizens residing in and around the area.

By Supervisor Kennedy, that letter be sent to Director of Public Works concerning notice to the owner to repair the sidewalk at 1473-1477 Pine Street and to determine whether the condition of the sidewalk is a result of preliminary work performed for the installation of a parking meter.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Herman Colson (Supervisor Ward)
Catherine Dean (Supervisor Ward)
Janet Halsted (Supervisor Maher)
Christa Hoyt (Supervisor Hongisto)
Tracy Inez Paules (Supervisor Hongisto)
Sonja Larson (Supervisor Hongisto)
Christina Powell (Supervisor Hongisto)
Frances Johnson (Supervisor Hongisto)
Manuel Taboada (Supervisor Hongisto)

File 2-90-36

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:20 p.m. adjourned.

John L. Taylor, Clerk

Tuesday, September 4, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 25, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

C. 2
Vol. 85

No. 37

DOCUMENTS DEPT.

AUG 6 1991

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Monday, September 10, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 10, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:07 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder - 6.

Noted absent at first roll call:

Supervisors Hongisto, Kennedy, Maher, Walker, Ward - 5.

Quorum present.

Supervisor Hongisto was noted present at 2:41 p.m.

Supervisor Kennedy was noted present at 2:13 p.m.

Supervisor Maher was noted present at 2:10 p.m.

Supervisor Walker excused from attendance. (See infra.)

Supervisor Ward was noted present at 2:16 p.m.

Supervisor Walker Excused

The Clerk announced that Supervisor Walker because of illness requested to be excused from attending today's meeting.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to excuse Supervisor Walker.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder - 6.

Absent: Supervisors Hongisto, Kennedy, Maher, Walker, Ward - 5.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, March 26, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder - 6.

Absent: Supervisors Hongisto, Kennedy, Maher, Walker, Ward - 5.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$166,088, Airports Commission, for capital improvement project (Airfield Improvements), for fiscal year 1990-91. (Controller)

File 101-90-6, Ordinance No. 326-90

Finally passed.

[Government Funding]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1990-91, File No. 101-90-2, Ordinance No. 287-90, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, as a pre-requisite to levy a tax pursuant to Charter Section 6.208. (Controller)

File 101-90-7, Ordinance No. 327-90

Finally passed.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 1991. (Controller)

File 74-90-1, Ordinance No. 323-90

Finally passed.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 1991. (Controller)

File 74-90-2, Ordinance No. 324-90

Finally passed.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for City and County of San Francisco purposes for the fiscal year ending June 30, 1991. (Controller)

File 74-90-3, Ordinance No. 325-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$7,043,330, Chief Administrative Officer - Moscone Center, for capital improvement project (Moscone Expansion Construction); placing \$7,043,330 on reserve. (Controller)

File 101-90-8, Ordinance No.

Passed for second reading.

Adopted

[Lease of Property]

Resolution authorizing amendment of lease of real property at 1095 Market Street, (portion of fourth floor and the entire fifth floor) for the Human Rights Commission and Commission on the Status of Women. (Real Estate Department)

File 64-90-34, Resolution No. 751-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder - 6.

Absent: Supervisors Hongisto, Kennedy, Maher, Walker, Ward - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Consideration Continued

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Increase]

Ordinance amending Part III, Municipal Code, imposing a real property transfer tax, to increase the real property transfer tax rate from \$2.50 for each five hundred dollars of consideration or value to \$4.40 for each five hundred dollars of consideration or value, and by deleting the exemption from the tax for assumed indebtedness. (Supervisors Walker, Gonzalez)

File 127-90-4, Ordinance No.

(Amends Section 1102.)

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to continue consideration to September 17, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder - 6.

Absent: Supervisors Hongisto, Kennedy, Maher, Walker, Ward - 5.

Question Divided; Adopted as Divided

[Reimbursement to Employee]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-90-2.2, Resolution No. 748-90

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>PUBLIC WORKS</u>			
Juan Carlos Cisneros	Stolen money from wallet	1,100.00	-0-
<u>RECREATION & PARK</u>			
((Kathleen Teresa Harold	Broken automobile window	128.41	-0-))
((Bart Ribotta	Damage automobile (insurance deductible cost)	50.00	-0-))
((Ronnie Chism	Vandalized automobile	1,502.75	-0-))
<u>ASSESSOR</u>			
Carlos E. Castillo	Stolen Cross pen	21.50	-0-
<u>DEPARTMENT OF ELECTRICITY</u>			
George J. Snyder	Stolen tools	1,525.03	1,525.03
TOTAL		\$2,646.53	\$ ((4,327.69))1,525.03

At the request of Supervisor Nelder, the question was divided with respect to the claims of Kathleen Teresa Harold, Bart Ribotta and Ronnie Chism, so the matter could be considered separately.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to authorize reimbursement of \$1,100 to Juan Cisneros.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Gonzalez, Kennedy, Nelder - 3.

Noes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Ward - 6.

Absent: Supervisors Hongisto, Walker - 2.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to authorize reimbursement of \$21.50 to Carlos Castillo.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Kennedy, Nelder - 4.

Noes: Supervisors Britt, Hallinan, Hsieh, Maher, Ward - 5.

Absent: Supervisors Hongisto, Walker - 2.

The roll was then called on the main resolution, as divided, and it was adopted by the following vote:

Monday, September 10, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9,

Absent: Supervisors Hongisto, Walker - 2.

Consideration Continued

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty.

File 51-90-2.3, Resolution No.

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>RECREATION & PARK</u>			
Kathleen Teresa			
Harold	Broken automobile window	128.41	-0-
Bart Ribotta	Damage automobile (insurance deductible cost)	50.00	-0-
Ronnie Chism	Vandalized automobile	<u>1,502.75</u>	<u>-0-</u>
	TOTAL	\$ 1,681.16	-0-

Supervisor Nelder, seconded by Supervisor Kennedy, moved to continue consideration to September 17, 1990.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hongisto, Walker - 2.

From the Clerk

Consideration Continued

[Reduction in Health Services]
Resolution determining which reduction in health services will and will not have detrimental impact on the health care needs of indigents of this county.

File 30-90-10, Resolution No.

Supervisor Nelder, seconded by Supervisor Kennedy, moved to continue consideration to September 24, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Monday, September 10, 1990

Absent: Supervisors Hongisto, Walker - 2.

From the Clerk

Adopted as Amended

[Street Closing]

Resolution authorizing the temporary closing of portions of various streets at various times on Sunday, October 28, 1990, for the Eighth Annual Escape from Alcatraz Triathlon; and providing for insurance.

File 42-90-32, Resolution No. 747-90

(Van Ness Avenue between Muni Pier and Bay Street (right hand lane); Bay Street between Van Ness Avenue and Laguna Street (right hand lane); Laguna Street, between Bay Street and Marina Boulevard (right hand lane); Marina Boulevard between Laguna Street and Presidio/Marina Gate (right hand lane); El Camino Del Mar between 25th Avenue and Legion of Honor Drive; Legion of Honor Drive between El Camino Del Mar and Clement Streets; Clement Street between 34th and 45th Avenues; 45th Avenue between Clement Street and Point Lobos Avenue; Point Lobos Avenue between 45th Avenue and Sutro Heights; Great Highway between Sutro Heights Avenue and Sloat Boulevard, with complete closure of the Great Highway from Fulton Street to Sloat Boulevard; with bike ride finishing across the Golden Gate Bridge in Marin.

Point Lobos Avenue and Great Highway in area of Cliff House is to be limited to one-way traffic going south on the Great Highway, with two northbound lanes closed to traffic completely, one lane for cyclists to descend hill and one lane for cyclists to ascend. Traffic exiting Cliff House will descend hill and, as flow of cyclists allows, may turn left onto either Balboa Street or Fulton Street.)

Supervisor Hsieh, seconded by Supervisor Maher, moved an amendment of the whole (pursuant to agreement outlined in letter dated September 6, 1990 from Events Manager).

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Hongisto, Walker - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Hongisto, Walker - 2.

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Claim Against the Government]

Resolution waiving the Statute of Limitations with respect to payment of certain warrant of the City and County, payable to Teamster Automotive Employees Union in the sum of \$1,226.50, a legal obligation of the City and County. (Controller)

File 23-90-3, Resolution No. 746-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$15,540,272 of UMTA Section 9 Formula Assistance and \$3,885,068 from State Transit Capital funds or Regional local match funds such as State Transit Assistance funds, Bridge Toll Net Revenue, Gas Tax Revenues, Hetch Hetchy funds, Transit Impact Development Fee Revenues, the San Francisco Municipal Railway Improvement Corporation, and/or the San Francisco County Sales Tax Revenue for seven Municipal Railway projects; placing \$3,436,210 on reserve. (Public Utilities Commission)

File 94-90-9, Resolution No. 752-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Adopted as Amended

[Grant - Regional Funds]

Resolution authorizing the Public Utilities Commission to apply for, ((and)) accept and expend up to \$3.3 million of Bridge Toll Net funds for SFMRIC Lease Payments and \$52.1 million of Regional funds such as Urban Mass Transportation Administration Sections 8 and 9,

Transportation Development Act (TDA) Articles 3, 4, 8 and 4.5, AB1107 half-cent sale tax, and approximately \$1.5 million of Bay Area Rapid Transit District funds for 1990-91 Municipal Railway operations and capital improvements. (Public Utilities Commission)

File 94-90-10, Resolution No. 753-90

Supervisor Nelder, seconded by Supervisor Maher, moved to amend title, line two, and page two, lines 17 and 24, by adding the phrase "and expend".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Recommendations of City Services Committee

Refused Passage for Second Reading as Amended

[Paper Size]

((Ordinance providing for the maximum size of paper used by the City and County to be 8 1/2 x 11 inches and finding that the estimated cost savings to the City and County will be substantial and will benefit the environment.)) (Supervisor Kennedy)

Ordinance amending Administrative Code by adding Sections 21.54 through 21.58 to provide for the maximum size of paper used by the City and County to be 8 1/2 x 11 inches and finding that the estimated cost savings to the City and County will be substantial and will benefit the environment.

File 243-90-1, Ordinance No.

Supervisor Kennedy, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Ordinance amending the Administrative Code by adding Sections 21.54 through 21.58 to provide for the maximum size of paper used by the City and County to be 8 1/2 x 11 inches and finding that the estimated cost savings to the City and County will be substantial and will benefit the environment."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

After a period of discussion, Supervisor Maher, seconded by Supervisors Hongisto and Nelder, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Walker - 1.

The roll was called on the pending legislation and it was refused passage for second reading as amended by the following vote:

Ayes: Supervisors Hongisto, Kennedy - 2.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisor Walker - 1.

Adopted

[Permit]

Resolution granting revocable permission to the State of California to install two 4-inch conduits and a manhole under Redwood Street from Van Ness Avenue to Polk Street for Telecommunication purposes connecting 455 Golden Gate Avenue and 505 Van Ness Avenue to equipment installed at 525 Golden Gate Avenue; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 10-90-7, Resolution No. 744-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

[Richmond Transport Project - Final EIR]

Resolution adopting Final Environmental Impact Report, finding and determining that the proposed construction of any of the five alternative Richmond Transport projects analyzed in the Environmental Impact Report will not have a significant impact on the environment, and adopting and incorporating findings of Final Environmental Impact Report; finding that the project is consistent

with the San Francisco Planning Code Section 101.1 priority policies; companion measure to File 53-90-1.1. (Department of Public Works)

File 53-90-1, Resolution No. 749-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Ward - 8.

Noes: Supervisors Maher, Nelder - 2.

Absent: Supervisor Walker - 1.

Adopted as Amended

[Richmond Transport Project]

Resolution approving the facility plan of the Department of Public Works and Clean Water Program for the construction of the Richmond Transport Water Pollution Control facilities. (Department of Public Works)

File 53-90-1.1, Resolution No. 750-90

Supervisor Nelder, seconded by Supervisor Hsieh, moved to amend page two, line 20 and page four, line one by replacing the word, "Commission" with "Department".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Walker - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Ward - 8.

Noes: Supervisors Maher, Nelder - 2.

Absent: Supervisor Walker - 1.

From City Services Committee without Recommendation

Consideration Continued

[Permit Appeal]

Motion approving decision of Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 1564-1568 Clay Street to install a driveway. (City Services Committee)

File 24-90-2

Supervisor Kennedy, seconded by Supervisor Nelder, moved to continue consideration to September 17, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in the recommendation of the Public Utilities Commission for discontinuance of partial services on Municipal Railway Motor Coach Lines 16X-Noriega Express and 73-Lincoln Way.

File 7-90-8

(Proposed abandonment is as follows:

16-X Noriega Express Weekday peak periods only. A.M. Inbound: Ortega and 48th Avenue via Ortega, 47th Avenue, Noriega, 22nd Avenue, Lincoln Way, Kezar Drive, John F. Kennedy Drive, Oak, Franklin, Golden Gate, Market to Fourth Street. P.M. Outbound: Cyril Magnin (Fifth Street North), Market, Turk, Gough, Fell, John F. Kennedy Drive, Kezar Drive, Lincoln Way, 23rd Avenue, Noriega, Lower Great Highway, Ortega to 48th Avenue. Express Area Inbound: Between 19th Avenue and Lincoln and Golden Gate and Van Ness with a stop at Oak and Franklin. Express Area Outbound: Between Turk and Van Ness and 19th Avenue and Lincoln Way with a stop at Fell and Gough.

With the exception of one block on Noriega between 35th and 36th in the morning, the 16X would be replaced by either the 16AX or the 16BX. Morning inbound service on the 16BX would begin at 35th and Noriega; evening outbound service on the 16BX would continue all the way to Sunset.

73-Lincoln Way Weekday Peak Periods Only. A.M. Inbound: Sunset Boulevard and Ocean Avenue via Sunset, 36th Avenue, Lincoln Way, Frederick, Stanyan, Haight, Laguna, Page, Market to Fourth. P.M. Outbound: Cyril Magnin (Fifth Street North), Market, Haight, Stanyan, Frederick, Lincoln Way, 37th Avenue, Sunset to Ocean.

The portion of the 73 beginning at Noriega and Sunset and continuing on Sunset and Lincoln Way to 9th Avenue would be replaced by either the 16AX or 16BX. Other parts of the 73 route would not be replaced but would continue to have other Muni service operating (the 29 on Sunset, the 71L on Lincoln Way, and the 6, and 7, the 71L and 66 on either all or part of Haight Street and Page Street and many lines on Market Street.)

Monday, September 10, 1990

The following person was granted privilege of the floor.

Betty Brooks.

From the Clerk

Refused Adoption

[Public Transportation]

Resolution disapproving abandonments of service on Municipal Railway Lines 16X-Noriega Express and 73-Lincoln Way. (Public Utilities Commission)

File 7-90-8, Resolution No.

Appointment of President Pro Tempore

At the request of the President, Supervisor Nelder assumed the Chair so the President could participate in the debate from the floor.

Requests Granted

Supervisors Britt and Kennedy requested letter be sent to Public Utilities Commission requesting consideration be given to implementing some bus stops along the Oak/Fell corridor, west of Van Ness Avenue and report back to the Board.

Supervisor Ward requested letter be sent to Public Utilities Commission requesting reconsideration of the 73 bus line because of safety factor expressed by concerned citizen and report back to the Board.

No objection and Clerk directed to comply.

The roll was then called on the pending resolution and it was refused adoption by the following vote:

Ayes: Supervisors Britt, Hallinan, Nelder - 3.

Noes: Supervisors Alioto, Hongisto, Hsieh, Kennedy, Maher, Ward - 6.

Absent: Supervisors Gonzalez, Walker - 2.

The President reassumed the Chair.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of objections to report of Director of Public Health that delinquent garbage collection service fees and nuisance removal costs be made a special assessment against certain parcels of real property at which service was rendered, and for which the fees were paid by the City and County.

File 14-90-1

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Clerk

Adopted

[Garbage Liens]

Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)

File 14-90-1, Resolution No. 745-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Alioto, Walker - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Peter Mendoza;
Martha Domingus;
Ted O'Shure.

Request Granted

Supervisor Nelder requested letter of inquiry be sent to General Manager, Municipal Railway, to determine how accessible the buses are for the disabled community as follows: how many buses are equipped with wheelchair lifts, how many buses have adequately working lifts; how frequently do these vehicles need repair; how

often the operators of Muni vehicles have pulling into the curb improperly because of illegally parked cars and what the General Manager after consulting with the Chief of Police would suggest to improve this situation.

No objection and Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-37, Resolution No. 741-90

(Peter Ashe, member, Retirement Board, September 13 - 17; Sue Bierman, member, City Planning Commission, September 1 - 11; Keith Eickman, Vice President, Recreation & Park Commission, September 10 - 14; John H. Hauff, Librarian, Law Library, September 13 - October 9; Michael Hennessey, Sheriff, November 8 - 12; Wayne J. Hu, member, City Planning Commission, September 6 - 11; Frank M. Jordan, Chief of Police, September 8 - 11; Pius Lee, member, Police Commission, August 31 - September 2; Dr. Maurice Mann, Vice President, Retirement Board, September 8 - 13 and October 5 - 12; Harry Parechan, member, Health Service Board, September 23 - 26; Arlene Sauser, Chief Adult Probation Officer, September 4 - 7; Marjorie W. Seller, member, Asian Art Commission, September 12 - 20; Edward Sewell, member, City Planning Commission, September 12 - 25; Gregg Snazelle, member, Film and Video Arts Commission, August 27 - September 2; Florence Stroud, Acting Director of Health, September 29 - October 5; L.A. Turpen, Director of Airports, August 31 - September 7, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Federal Legislation]

Resolution supporting United States Senate Bill S. 566 (Senator Cranston) to authorize a new corporation to support state and local strategies for achieving more affordable housing; to increase homeownership and for other purposes.

File 13-90-16, Resolution No. 742-90

Supervisors Ward and Kennedy presented for immediate adoption.

Adopted.

[Earthquake Emergency Relief Fund]

Resolution approving expenditure of \$25,000 from the Mayor's Earthquake Emergency Relief Fund to provide basic first aid materials to 44 fire stations and 11 district health facilities located in neighborhoods throughout the City, which are designated as disaster first aid centers in the City's emergency operation plan.

File 270-90-22, Resolution No. 743-90

Supervisor Hongisto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 7.

Absent: Supervisors Alioto, Maher, Walker, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Special Use District]

Ordinance amending City Planning Code by adding Section 249.9 to create an Affordable Housing Special Use District at Sixteenth and Church Streets. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 81-90-3

[Government Funding]

Ordinance appropriating \$220,000, Controller's Office, for professional and special services and increasing \$220,000 for interdepartmental recovery. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the September 19, 1990 meeting.

File 101-90-13

Monday, September 10, 1990

[Government Funding]

Ordinance appropriating \$120,000, City Attorney, for temporary salaries, mandatory fringe benefits, professional services, increasing \$120,000 for interdepartmental recovery. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the September 19, 1990 meeting.

File 101-90-14

[Government Funding]

Ordinance appropriating \$35,000, Chief Administrative Officer, for temporary salaries and mandatory fringe benefits and increasing \$35,000 for interdepartmental recovery. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the September 19, 1990 meeting.

File 101-90-15

[Evictions by Tenants in Common]

Substitute ordinance amending Administrative Code by amending Section 37.9 to provide that landlord's purchasing buildings after October 1, 1990, may not evict tenants on the grounds that the landlord or a relative intends to occupy the unit unless the landlord owns at least twenty-five percent of the building. (Supervisors Hallinan and Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 109-90-2

[Grant]

Ordinance authorizing the Department of Social Services to accept and expend Red Cross grant, FEMA funding and remainder of Red Cross grant to Redevelopment Agency to provide shelter, food and other assistance for the homeless. (Supervisor Walker presented.) Referred to Finance Committee.

File 153-90-4

[BART Extension to Airport]

Draft resolution affirming support for an extension of the Bay Area Rapid Transit District (BARTD) directly into the airline terminals at the San Francisco International Airport. (Supervisors Nelder, Gonzalez, Alioto, Hallinan, Ward, Hsieh, Kennedy presented.) Referred to Economic and Social Policy Committee.

File 80-90-2

Suspension of the Rules

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to a former colleague, Senator Quentin L. Kopp.

Monday, September 10, 1990

No objection and motion carried.

Senator Kopp gave some background information on the proposal to extend the Bay Area Rapid Transit District system (BARTD) to the airport and stated it has always been San Francisco's policy to extend BARTD directly into the airline terminals and urge the Board of Supervisors to act expeditiously on the above subject legislation because the Metropolitan Transportation Commission is looking at a number of different alternatives for extending BARTD to the airport.

[Acquisition of Property]

Resolution authorizing the City and County to execute an assignment of purchase option agreement from the San Francisco Redevelopment Agency and authorizing acquisition of City and County Assessor's parcel block 3777, lot 47 (525 Fifth Street) and to adopt findings pursuant to City Planning Code Section 101.1. (Supervisor Walker presented.) Referred to Finance Committee.

File 84-90-2

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the proposed construction of the San Andreas Water Treatment Plant Expansion #2 will have no significant impact on the environment and adopting and incorporating findings of Final Negative Declaration. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the September 26, 1990 meeting.

File 101-90-9.1

[Patrol Officers]

Resolution urging the Mayor to urge the Police Commission to consider using police reserve volunteers for routine police procedures; creating new civilian categories for conducting non-emergency evidence collecting and reporting; soliciting comments and suggestions from citizen and merchant groups to further public safety in innovative ways. (Supervisor Maher presented.) Referred to City Services Committee.

File 207-90-5

Requests for Hearings

File 7-90-9, By Supervisor Nelder: To consider the need for Muni transit police. Referred to City Services Committee.

File 85-90-2, By Supervisor Nelder: To consider the safety of the Central Freeway which has been closed since the October 1989 earthquake and to determine whether it should be repaired or torn down. Referred to Economic and Social Policy Committee.

Monday, September 10, 1990

File 98-90-1, By Supervisor Britt on behalf of the Clerk: To consider exercising the option in the contract between the Board of Supervisors and the Budget Analyst to extend the contract for one year from January 1, 1991 to December 31, 1991. Referred to Administration and Oversight Committee.

File 109-90-4, By Supervisor Nelder: To consider enacting legislation requiring written notice be enclosed or included on all bills for Rent Stabilization and Arbitration Board Fee explaining the bill need only be paid on rental units and that homeowners may simply respond by returning the bill with some written indication of ownership and occupancy such as last year's utility bill. Referred to Economic and Social Policy Committee.

File 207-90-6, By Supervisor Gonzalez: To consider urging the Mayor to urge the Police Commission and Chief of Police to increase the number of uniformed patrols at district stations and to increase the number of uniformed patrol officers, by requiring all sworn officers, to walk a foot patrol one day per week, regardless of rank or assignment to a special unit or bureau. Referred to City Services Committee.

File 207-90-7, By Supervisor Hsieh: To consider the incidence of youth gang-related activities in San Francisco and the City's overall response to this problem. Referred to City Services Committee.

File 207-90-8, By Supervisor Nelder: To consider the need for "Beat Cops" on San Francisco streets and to identify commercial streets for "Beat Cop" presence. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter of inquiry be sent to the District Attorney to determine the status of request from the Human Rights Commission to investigate alleged discrimination by owner of the Abigail Hotel in denying long-term lease to potential operators of a restaurant located at that site to include but not limited to whether the District Attorney is prosecuting the owner of the hotel and if not, why not; what is the procedure used by the District Attorney for deciding which Human Rights Commission cases to prosecute; how many cases have been referred by the Human Rights Commission in the past four years and how many cases resulted in prosecutions.

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the Department can expand the Senior Escort Service to include a patrol division in the vicinity of Centro Latino de San Francisco located at 1656 15th Street, especially during lunchtime.

By Supervisor Gonzalez, that letter of inquiry be sent to Director of Public Works requesting investigation of feasibility of

installing additional street lamp posts in the vicinity of Centro Latino de San Francisco (1656 15th Street) to ensure the security of senior citizens.

By Supervisor Gonzalez, that City Attorney prepare appropriate legislation urging the Mayor to urge the Police Commission and Chief of Police to increase the number of uniformed patrols at district stations and to increase the number of uniformed patrol officers, by requiring all sworn officers, to walk a foot patrol one day per week, regardless of rank or assignment to a special unit or bureau.

By Supervisor Kennedy, that letter be sent to the Director of Public Works transmitting copy of correspondence and requesting response to inquiry regarding whether there is a real need for implementation of the mechanical street sweeping program in Bernal Heights.

By Supervisor Kennedy, that letter be sent to General Manager, Public Utilities, requesting information concerning continued excessive noise caused by repairs to the cable car in the vicinity of Chestnut and Hyde Streets and what the department can do to help reduce the noise level and restore peace and tranquility to the residents.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Adolfo Veronese (By the entire Board)
Robert D. Sciutto (Supervisor Britt)
Edward Goodman (Supervisor Hongisto)
Berne Pick (Supervisor Hongisto)
Joaquin Garay (Supervisor Nelder)
Fannie McElroy (Supervisors Kennedy, Ward)
Nancy Jackson (Supervisor Kennedy)
Dennis Byrnes (Supervisors Gonzalez, Walker)
Eve Klingborg (Supervisor Alioto)

File 2-90-37

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:08 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 25, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 38

Monday, September 17, 1990

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City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 17, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Hongisto, Kennedy, Maher, Ward - 4.

Quorum present.

Supervisor Hongisto was noted present at 2:11 p.m.

Supervisor Kennedy was noted present at 2:14 p.m.

Supervisor Maher was noted present at 2:12 p.m.

Supervisor Ward was noted present at 2:20 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, April 2, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Presentation of Guest

Monday, September 17, 1990

Supervisor Hallinan introduced and welcomed Dr. Sergio Ramirez Mercado, member, National Assembly, Nicaragua.

Suspension of the Rules

There being no objection, on motion of Supervisor Hallinan, seconded by Supervisor Gonzalez, Rule 2.21 of the Rules of Order of the Board of Supervisors was suspended to grant privilege of the floor to Dr. Mercado.

Dr. Mercado indicated the people of Nicaragua, in the name of democracy, thanked the Board of Supervisors for its efforts towards peace, freedom and democracy for his country.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$7,043,330, Chief Administrative Officer - Moscone Center, for capital improvement project (Moscone Expansion Construction); placing \$7,043,330 on reserve. (Controller)

File 101-90-8, Ordinance No. 328-90

Finally passed.

Adopted

[Acceptance of a Gift]

Resolution accepting gift of computer, valued at \$9,297, from Apple Computer Corporation, for use by the Controller's Information Services Division. (Controller)

File 38-90-13, Resolution No. 760-90

Adopted.

[Grant - State Funds]

Resolution authorizing the District Attorney of the City and County to apply for, accept and expend \$286,991 made available through the Office of Criminal Justice Planning for a project entitled "Victim Witness Assistance Center". (Mayor)

File 138-90-6, Resolution No. 774-90

Adopted.

Monday, September 17, 1990

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$1,812,266 from the Department of Health and Human Services, Health Resources and Services Administration, to continue funding the AIDS Service Demonstration Project. (Mayor)

File 146-90-64, Resolution No. 775-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Family Health, to accept and expend a continuation grant of \$932,020 from Centers for Disease Control, for Perinatal AIDS Prevention to the residents of San Francisco. (Mayor)

File 146-90-68, Resolution No. 778-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant up to the amount of \$550,800 from the California Department of Alcohol and Drug Programs for post-earthquake disaster services to clients and staff in substance abuse treatment programs. (Mayor)

File 146-90-69, Resolution No. 779-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Antoine Roan and Makeko Newton against the City and County by payment of \$7,000. (City Attorney)

File 45-90-46, Resolution No.

(Municipal Court No. 018-030.)

Passed for second reading.

Adopted

Monday, September 17, 1990

[Settlement of Claim]

Resolution authorizing settlement of the unlitigated claim of Michael D. Butcher in the sum of \$7,500. (City Attorney)

File 48-90-20, Resolution No. 763-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 2850 Director, Women, Infant and Children's program in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-11, Resolution No. 761-90

Adopted.

Recommendation of Economic and Social Policy Committee

Adopted

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "S" in the Duboce Triangle Area and adding Nineteenth Street, between Hartford and Sanchez Streets, and Castro Street, between Nineteenth and Twentieth Streets, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-13, Resolution No. 761-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Refused Passage for Second Reading as Amended

Monday, September 17, 1990

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Increase]
Ordinance amending Part III, Municipal Code, imposing a real property transfer tax, to increase the real property transfer tax rate from \$2.50 for each five hundred dollars of consideration or value to ((\$4.40)) \$3.73 for each five hundred dollars of consideration or value, and by deleting the exemption from the tax for assumed indebtedness; setting effective date. (Supervisors Walker, Gonzalez)

File 127-90-4, Ordinance No.

(Amends Section 1102.)

Supervisor Hallinan, seconded by Supervisor Walker, moved to amend title and text to replace "\$4.40" with "\$3.73".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

Supervisor Walker, seconded by Supervisor Gonzalez moved to further amend by adding the following: "Section 2. This ordinance shall take effect on November 5, 1990." and amend title accordingly.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

After a period of discussion, Supervisor Maher, seconded by Supervisors Hongisto and Nelder, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The roll was called on the pending ordinance and it was refused passage for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Walker - 4.

Noes: Supervisors Alioto, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 7.

Monday, September 17, 1990

Supervisor Walker, seconded by Supervisor Gonzalez, moved to rescind the previous vote for the purpose of entertaining a substitute motion to continue consideration to September 24, 1999.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Walker, Ward - 5.

Noes: Supervisors Alioto, Hongisto, Hsieh, Kennedy, Maher, Nelder - 6.

Adopted

[Reimbursement to Employee]

Resolution authorizing reimbursement for cost of personal property of City and County Employees damaged/stolen in the line of duty. (Finance Committee)

File 51-90-2.3, Resolution No. 764-90

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>RECREATION & PARK</u>			
Kathleen Teresa			
Harold	Broken automobile window	128.41	-0-
Bart Ribotta	Damage automobile (insurance deductible cost)	50.00	-0-
Ronnie Chism	Vandalized automobile	<u>1,502.75</u>	<u>-0-</u>
	TOTAL	\$ 1,681.16	-0-

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From City Services Committee without Recommendation

Adopted

[Permit Appeal]

Motion approving decision of Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 1564-1568 Clay Street to install a driveway. (City Services Committee)

File 24-90-2

Monday, September 17, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Airport - Concession Lease]

Ordinance approving the "North Terminal Candy Store Lease" between A.B.C. Cigar Company and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 62-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted

[Accelerate Public Construction]

Resolution urging the Mayor and the Chief Administrative Officer to urge the Boards, Commissions and Department Heads for whom they are responsible to accelerate their public construction timetables. (Finance Committee)

File 101-88-117.3, Resolution No. 773-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Airport Financing]

Resolution authorizing Airports Commission to file application and accept grant of \$11,775,626 from Federal Aviation Administration for assistance in improvement at the Airport (A.I.P. No. 11). (Airports Commission)

File 27-90-7, Resolution No. 758-90

Monday, September 17, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$183,000 from the California Department of Health Services, to continue funding the AIDS Drug Program; ratifying action previously taken. (Mayor)

File 146-90-66, Resolution No. 776-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant allocation of \$2,197,996 from the Department of Health and Human Services, Centers for Disease Control, to continue funding the Epidemiologic Study of the Natural History of HIV/AIDS in Homosexual/Bisexual Men previously enrolled in studies of Hepatitis B infection or a comparison group; placing \$5,600 on reserve. (Mayor)

File 146-90-67, Resolution No. 777-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendations of Administration and Oversight Committee

Adopted

[Appointments]

Resolution confirming Mayor's appointments to the Port Commission, for four-year terms ending May 1, 1994. (Administration and Oversight Committee)

File 33-90-6, Resolution No. 759-90

Monday, September 17, 1990

(Arthur H. Coleman, vice himself, term expired;
James R. Herman, vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Settlement of Claim]

Resolution authorizing settlement of the unlitigated claim of Grubb
and Ellis Agents for Ssangyong Yashima Future Development in the sum
of \$19,374.98. (City Attorney)

File 48-90-19, Resolution No. 762-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

Rereferred to Committee

[Appointment]

Resolution appointing member to the Mental Health Advisory Board,
for unexpired portion of term ending January 31, 1992.
(Administration and Oversight Committee)

File 92-90-21, Resolution No.

(Jonathan Pesner, Ph.D, vice Dr. Pamela G. Krell, Ph.D,
psychologist, resigned.)

Supervisor Maher, seconded by Supervisor Nelder, moved to rerefer
to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

Adopted

[Appointment]

Resolution appointing member to the Citizens Telecommunications
Policy Committee, for unexpired portion of two year term ending
February 1, 1992. (Administration and Oversight Committee)

Monday, September 17, 1990

File 92-90-28, Resolution No. 766-90

(Harmon Shragge, Jr., vice Adam Kravitz, public interest, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Appointment]

Resolution appointing member to the Board of Directors, County Supervisors Association of California, for one year term commencing November 27, 1990. (Supervisor Kennedy)

File 92-90-29, Resolution No. 767-90

(Supervisor Bill Maher, vice Supervisor Doris M. Ward.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisor Walker - 1.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Freight Checkers, Clerical Employees and Helpers, Local 856 (Units 1-G, 8-K and 11-C). (Employee Relations Division)

File 93-90-18, Resolution No. 768-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Deputy Sheriff's Association of San Francisco, Inc. (Employee Relations Division)

File 93-90-19, Resolution No. 769-90

Monday, September 17, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Laborers International Union, Local 261. (Employee Relations Division)

File 93-90-20, Resolution No. 770-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with International Association of Bridge, Structural, Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377. (Employee Relations Division)

File 93-90-21, Resolution No. 771-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Bricklayers, Stone Masons, Terrazzo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local Union No. 7 and Hod Carriers Local Union No. 36. (Employee Relations Division)

File 93-90-22, Resolution No. 772-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

Monday, September 17, 1990

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Assisted Housing Preservation]

Ordinance amending Administrative Code, to require the providing of certain notices in connection with the proposed termination of affordability restrictions on certain subsidized affordable housing developments, and to provide the opportunity for specified entities to purchase such housing in order to preserve its use as affordable housing. (Supervisors Ward, Gonzalez, Kennedy, Alioto, Walker, Hallinan, Hsieh, Britt)

File 97-90-16, Ordinance No.

(Adds Chapter 60.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Consideration Continued

[Survey Area Amendment]

Resolution amending Resolution No. 711-63, adopted December 23, 1963, designating and describing a survey area within the City and County of San Francisco as defined in and pursuant to the Community Redevelopment Law of California, to be known as Survey Area G (Hunters Point), to include the non-contiguous parcel covering the westerly 2.122 acres of Lot 1 and all of Lot 3A in Assessor's Block 5423A with the original survey area for Hunters Point, for the purpose of studying said non-contiguous parcel for possible inclusion within the Hunters Point Approved Redevelopment Project Area. (Redevelopment Agency)

File 161-90-7, Resolution No.

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to September 24, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Noes: Supervisor Ward - 1.

SPECIAL ORDER - 3:00 P.M.

Monday, September 17, 1990

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

(Total Cost \$29,203.75.)

The President inquired if there was anyone present who wished to speak.

There being no one response, the President declared the hearing closed.

From Department of Public Works

Consideration Continued

[Assessment Costs]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

The Clerk announced the appellant wished to continue its review with the Department of Public Works.

Thereupon, Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to September 24, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

Monday, September 17, 1990

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

The Clerk announced he received a written communication from the appellant and the project sponsor requesting this matter be continued so they can resolve their differences.

Thereupon, the President inquired if there was anyone present who wished to address the Board on this item.

There being no response, the President declared the public hearing closed.

Supervisor Maher, seconded by Supervisor Nelder, moved to continue consideration to October 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Gonzalez, Hongisto - 3.

From the Clerk

Consideration Continued

(Only one of the following two motions should be adopted.)

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

Supervisor Maher, seconded by Supervisor Nelder, moved to continue consideration to October 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Gonzalez, Hongisto - 3.

Monday, September 17, 1990

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

Supervisor Maher, seconded by Supervisor Nelder, moved to continue consideration to October 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Gonzalez, Hongisto - 3.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

Supervisor Maher, seconded by Supervisor Nelder, moved to continue consideration to October 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Gonzalez, Hongisto - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Keith McHenry;
Ace Washington.

Requests Granted

Supervisor Kennedy requested that City Attorney be asked to prepare appropriate legislation which would provide a location for Food Not Bombs, or any group, to serve food especially in the Sixth Street area.

Supervisor Kennedy requested that letter of inquiry be sent to

Monday, September 17, 1990

Chief of Police requesting investigation of alleged mistreatment of member of Food Not Bombs who was taken into custody recently and officers be requested to cease and desist such treatment.

No objection and Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-38, Resolution No. 755-90

(Harry G. Britt, President, Board of Supervisors, September 19-23; Sonia Melara, member, Parking and Traffic Commission, September 12 - 19, September 25, September 27 - October 5, November 9 - 18, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

Adopted

[Candlelight Vigil for Children]

Resolution endorsing the Candlelight Vigil for Children, to be held September 23 in Civic Center Plaza and its efforts to encourage our country's leaders to participate fully in the World Summit for Children at the United Nations September 29-30.

File 4-90-32, Resolution No. 756-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Loan Agreement]

Resolution amending Resolution No. 302-90 to authorize Samuel D. Yockey and Florence Stroud to execute loan agreement with the California Health Facilities Financing Authority.

File 172-90-6.1, Resolution No. 754-90

Supervisor Walker presented for immediate adoption.

Adopted.

[Intergroup Clearinghouse]

Resolution endorsing the efforts of the Intergroup Clearinghouse to secure funding to begin a comprehensive hate violence response program in San Francisco.

File 263-90-1, Resolution No. 416-90

Supervisors Alioto, Kennedy, Maher presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Bicycle Advisory Committee]

Ordinance amending Administrative Code by adding Article XIV, Sections 5.130 through 5.132 to create a Bicycle Advisory Committee. (Supervisors Walker and Britt presented.) Referred to Economic and Social Policy Committee.

File 97-90-44

[Government Funding]

Draft ordinance adjusting revenue and expenditure appropriations for various departments of the general fund, welfare assistance and administration fund, tobacco tax fund, rent arbitration board fund, work order fund, Municipal Railway operating fund, hospital operating fund and Laguna Honda operating fund, creating 15 positions, deleting 59 positions, reflecting budget adjustments for fiscal year 1990-91 resulting from State budget reductions. (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the September 26, 1990 meeting.

Monday, September 17, 1990

File 101-90-17

Referred to Board

[Government Funding]

Draft ordinance appropriating \$55,000, City Attorney, for other contractual services (draft long term jail overcrowding plan); an emergency measure. (Supervisor Walker presented.) Referred to Board September 24, 1990 Emergency Calendar.

File 101-90-18

Referred to Committee

[Public Employment]

Draft ordinance amending Ordinance No. 288-90 (Annual Salary Ordinance) reflecting the deletion of fifty-nine positions and addition of fifteen positions at various departments. (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the September 26, 1990 meeting.

File 102-90-4

[Residential Rent Stabilization and Arbitration Fee]

Ordinance amending Administrative Code by amending Section 37A.2 to increase the residential unit fee from \$4.00 to \$8.00. (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the September 26, 1990 meeting.

File 109-90-5

[Business Registration Fee]

Ordinance amending Part III, Municipal Code by amending Section 1007 to increase the registration fee from \$75 to \$150, to provide for uniform expiration date of registration certificates, for uniform application dates and for proration of fees, and clarifying the status of persons who paid or became liable for the calendar year 1990 registration fee required by Section 1007; operative date. (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the September 26, 1990 meeting.

File 127-90-5.1

Referred to Board

[Proposition 86 Funds]

Resolution authorizing the Sheriff's Department to submit a formal project proposal to the California Board of Corrections to reserve San Francisco's allocation of State Proposition 86 funding for jail improvements. (Supervisor Walker presented on behalf of the

Monday, September 17, 1990

Sheriff.) Referred to Board September 24, 1990 Immediate Adoption Calendar.

File 195-90-4

Referred to Committee

[Transportation Development Act Funding]
Resolution urging his Honor, the Mayor, to support the full use of Transportation Development Act (TDA) - Article 3 Bicycle/Pedestrian Funds for bicycle/pedestrian improvements. (Supervisors Walker and Britt presented.) Referred to Economic and Social Policy Committee.

File 196-90-6

Requests for Hearings

File 19-90-11, By Supervisor Maher: To consider the impact of removing the "No Left-Hand Turns" signs from Broadway, going east and turning unto Columbus and Stockton Streets. Referred to Economic and Social Policy Committee with request it be considered by October 15, 1990.

File 40-90-16, By Supervisor Nelder: To consider extending the boundaries of Residential Permit Parking Area "A" (Fisherman's Wharf) by adding to the list of streets upon which time limitations shall apply (Bay Street, from Powell to Kearney Streets; Powell Street from Bay to North Point Streets and Stockton Street from Bay to North Point Streets). Referred to Economic and Social Policy Committee.

File 196-90-7, By Supervisor Walker: To consider the timing of the "walk" signal at 19th and Holloway Avenues. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to Director of Public Works inquiring into the possibility of planting and caring for a mature tree at 1637 Taylor Street to replace an existing tree which must be removed due to construction of a freeway.

By Supervisor Gonzalez, that letter be sent to Director of Public Works inquiring whether "no parking" signs can be placed at 945 Green Street.

By Supervisor Kennedy, that letter of inquiry be sent to Director of Planning and Director of Parking Authority to determine whether the lot on Washington/Kearny/Jackson Streets and Columbus Avenue may be used as a temporary parking lot, and if not, what steps must be taken to allow such temporary use.

Monday, September 17, 1990

By Supervisor Kennedy, that City Attorney investigate the feasibility of levying a commuter tax.

By Supervisor Nelder, that letter be sent to Recreation and Park Commission requesting copy of the waiting lists for horse stalls in the stables at Golden Gate Park as follows: current list and lists in existence five, 10, 15, 20 and 22 years ago.

By Supervisor Nelder, that letter of inquiry be sent to Public Utilities Commission to determine whether water is being pumped from the City's reservoir through a 9 inch pipe to a pond at the Crystal Springs Golf Course in Burlingame for use to water the course every day.

By Supervisor Nelder, that Harvey Rose be requested to prepare report on parking meter revenues which would give us estimate of revenues received by the City from parking meters and what the anticipated average revenues would be from various commercial locations throughout the City (such as, Union Street, Irving Street, West Portal, etc.).

By Supervisor Walker, that City Attorney clarify the Board's ability to impose or not impose tax on bank and insurance industries doing business in San Francisco.

By Supervisor Ward, that letter be sent to General Manager, Recreation and Park Department, inquiring whether lights, windbreaker and drinking fountain can be installed at the Balboa Park tennis courts.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Rene Labataille (Supervisor Hongisto)
Richard Thomas (Supervisor Kennedy)
Herman Thorn, Jr. (Supervisor Ward)
Thelma Townsend (Supervisor Kennedy)

File 2-90-38

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:50 p.m. adjourned.

John L. Taylor, Clerk

Monday, September 17, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 8, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Vol. 85

No. 39

Monday, September 24, 1990

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 24, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:20 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Maher, Ward - 4.

Quorum present.

Supervisor Gonzalez was noted present at 2:22 p.m.

Supervisor Hongisto was noted present at 2:21 p.m.

Supervisor Maher was noted present at 2:22 p.m.

Supervisor Ward was noted present at 2:25 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journal of Proceedings for Monday, April 9, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Monday, September 24, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Airport - Concession Lease]

Ordinance approving the "North Terminal Candy Store Lease" between A.B.C. Cigar Company and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 62-90-3, Ordinance No. 330-90

Finally passed.

Adopted

[Acceptance of a Gift]

Resolution accepting a gift valued at \$31,000, from a donor, for use by the Volunteers' Department of Laguna Honda Hospital, for a volunteers computer system to communicate, schedule, report and track volunteer time and activities. (Department of Public Health)

File 38-90-14, Resolution No. 789-90

Adopted.

[Marine Terminal Agreement]

Resolution approving amendment to Marine Terminal agreement between Nedlloyd Lines and the City and County. (Port Commission)

File 172-90-25, Resolution No. 794-90

Adopted.

Recommendation of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Antoine Roan and Makeko Newton against the City and County by payment of \$7,000. (City Attorney)

File 45-90-46, Resolution No. 331-90

(Municipal Court No. 018-030.)

Finally passed.

Monday, September 24, 1990

Recommendation of Economic and Social Policy Committee

Finally Passed

[Assisted Housing Preservation]

Ordinance amending Administrative Code, to require the providing of certain notices in connection with the proposed termination of affordability restrictions on certain subsidized affordable housing developments, and to provide the opportunity for specified entities to purchase such housing in order to preserve its use as affordable housing. (Supervisors Ward, Gonzalez, Kennedy, Alioto, Walker, Hallinan, Hsieh, Britt)

File 97-90-16, Ordinance No. 332-90

(Adds Chapter 60.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Economic and Social Policy Committee

Adopted

[Survey Area Amendment]

Resolution amending Resolution No. 711-63, adopted December 23, 1963, designating and describing a survey area within the City and County of San Francisco as defined in and pursuant to the Community Redevelopment Law of California, to be known as Survey Area G (Hunters Point), to include the non-contiguous parcel covering the westerly 2.122 acres of Lot 1 and all of Lot 3A in Assessor's Block 5423A with the original survey area for Hunters Point, for the purpose of studying said non-contiguous parcel for possible inclusion within the Hunters Point Approved Redevelopment Project Area. (Redevelopment Agency)

File 161-90-7, Resolution No. 793-90

Adopted by the following vote:

Monday, September 24, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From Department of Public Works

Consideration Continued

[Assessment Costs]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to October 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From the Clerk

Consideration Continued

[Reduction in Health Services]

Resolution determining which reduction in health services will and will not have detrimental impact on the health care needs of indigents of this county.

File 30-90-10, Resolution No.

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to October 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From Economic and Social Policy Committee without Recommendation

Monday, September 24, 1990

Amended; Refused Adoption; Action Rescinded; Amended;
Adopted as Amended

(([Embarcadero Freeway Replacement]

Resolution endorsing the immediate demolition of the Embarcadero Freeway and its replacement with an interim surface roadway; endorsing Caltrans' recommendation that the terminal separator should be replaced; beginning the public process to consider all alternative designs for the Embarcadero Freeway and the Terminal Separator Structure.)) (Supervisor Maher)

[Embarcadero Freeway Replacement]

Endorsing the immediate demolition of the Embarcadero Freeway and related improvements in surface traffic flow; supporting efforts to obtain funding for a subsurface alternative; and providing that any replacement funding plan not compromise San Francisco's transit needs.

File 272-90-4, Resolution No. 796-90

Supervisor Britt, seconded by Supervisors Maher, Gonzalez, Alioto, moved an amendment of the whole, bearing title as printed above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker, Ward - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 5.

Supervisor Hongisto, seconded by Supervisor Kennedy, moved to amend the amendment of the whole by adding the following further resolved clause:

"Further Resolved, That this Board of Supervisors endorses this plan with the understanding that the parcel of property bounded by Washington, Clay, Davis and Drum Streets will be entirely kept as open space and will absolutely not under any circumstances be utilized for commercial development."

Supervisor Alioto, seconded by Supervisors Walker and Maher, moved all previous questions.

The Clerk then stated, "Shall the previous questions be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Monday, September 24, 1990

The roll was then taken on Supervisor Hongisto's amendment to the amendment of the whole and it was adopted by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Ward - 6.

Noes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker - 5.

Refused Adoption

The roll was thereupon called on the resolution as amended and it was refused adoption by the following vote.

Ayes: Supervisors Alioto, Ward - 2.

Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Motion to Rescind

Supervisor Walker, seconded by Supervisor Maher, then moved to rescind the previous vote:

Motion to rescind vote adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker, Ward - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 5.

Motion to Amend

Supervisor Gonzalez, seconded by Supervisor Alioto, moved to further amend by deleting Supervisor Hongisto's amendment to the amendment of the whole.

Previous Questions

Supervisor Maher, seconded by Supervisors Alioto and Gonzalez, moved all previous questions.

The Clerk then stated, "Shall the previous questions be now put?"

Motion refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Nelder, Walker, Ward - 7.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy - 4.

Monday, September 24, 1990

After further debate, the roll was called on Supervisor Gonzalez' pending amendment and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker, Ward - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 5.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker, Ward - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 5.

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the proposed construction of the San Andreas Water Treatment Plant Expansion #2 will have no significant impact on the environment and adopting and incorporating findings of Final Negative Declaration. (Supervisor Walker)

File 101-90-9.1, Resolution No. 791-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$14,000,000, Water Department, for capital improvement project (San Andreas Plant Expansion), for fiscal year 1990-91; companion measure to File 101-90-9.1. (Controller)

File 101-90-9, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, September 24, 1990

[Government Funding]

Ordinance appropriating \$18,927,166, for various capital improvement projects, Fire Department, Academy of Sciences, Fine Arts Museums, Asian Art Museum, Laguna Honda Hospital and Department of Public Works; placing \$6,756,266 on reserve. (Controller)

File 101-90-10, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$3,628,420, Department of Public Works, for capital improvement project (DPW Planning/Project Control and Various Buildings/Facilities Improvement); placing \$500,000 on reserve. (Controller)

File 101-90-11, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$220,000, Controller's Office, for professional and special services and increasing \$220,000 for interdepartmental recovery; placing \$220,000 on reserve, for fiscal year 1990-91. (Supervisor Walker)

File 101-90-13, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$120,000, City Attorney, for temporary salaries, mandatory fringe benefits, professional services, increasing \$120,000 for interdepartmental recovery, for fiscal year 1990-91. (Supervisor Walker)

File 101-90-14, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, September 24, 1990

[Government Funding]

Ordinance appropriating \$35,000, Chief Administrative Officer, for temporary salaries and mandatory fringe benefits and increasing \$35,000 for interdepartmental recovery, for fiscal year 1990-91; retroactive to July 1, 1990. (Supervisor Walker)

File 101-90-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Passed for Second Reading

[Lease Amendment]

Ordinance approving sixth amendment to the stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Forty Niners. (Recreation and Park Department)

File 65-90-4, Ordinance No.

Supervisor Gonzalez Excused from Voting

Supervisor Gonzalez, seconded by Supervisor Walker, moved to excuse Supervisor Gonzalez from voting.

Motion to excuse Supervisor Gonzalez adopted by the following vote.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Kennedy, seconded by Supervisor Ward, moved to continue consideration to October 22, 1990.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Kennedy, Nelder, Ward - 3.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Walker - 6.

Excused: Supervisor Gonzalez - 1.

Absent: Supervisor Maher - 1.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Walker, Ward - 6.

Monday, September 24, 1990

Excused: Supervisor Gonzalez - 1.

Noes: Supervisors Hallinan, Kennedy, Nelder - 3.

Absent: Supervisor Maher - 1.

Passed for Second Reading

[Public Health Contracts]

Ordinance amending Administrative Code, to permit the Department of Public Health to enter into agreements with the Regents of the University of California enabling the Department of Public Health to participate in clinical services and training projects. (Department of Public Health)

File 97-90-40, Ordinance No.

(Adds Section 19A.23.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Revolving Fund]

Ordinance amending Administrative Code, to establish a separate Recreation and Park County Fair Cash Revolving Fund in the amount of \$10,000. (Recreation and Park Department)

File 97-90-42, Ordinance No.

(Adds Section 10.160-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Maher - 2.

[Compensation]

Ordinance amending Police Code, to provide for compensation to members of the Advisory Committee of Street Artists and Craftsmen Examiners. (Supervisor Walker)

File 121-90-5, Ordinance No.

(Amends Section 2402.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Monday, September 24, 1990

Absent: Supervisors Gonzalez, Maher - 2.

Adopted

[Grant-State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant up to the amount of \$99,975 from the California Department of Alcohol and Drug Programs to develop and adopt a long-range, 5-year drug and alcohol abuse plan which will combine the drug and alcohol components to the extent possible under the terms and provisions of Senate Bill No. 2599. (Mayor)

File 146-90-65, Resolution No. 792-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Maher - 2.

[Narcotics Forfeiture Fund - Board and Care]

Resolution urging Congress, the State Legislature, and Federal and State Law Enforcement Agencies to take all action necessary to amend Federal and State Laws and administrative regulations to allow funds received by local agencies as a result of narcotics arrests and forfeitures to be used to provide care in Board and Care Facilities for people whose mental health has been affected by drug abuse; requesting that the Mayor transmit this resolution to San Francisco Federal and State Legislators, and to the City's Legislative Representatives, with direction to work toward the implementation of the goals of this resolution. (Supervisor Kennedy)

File 194-90-2, Resolution No. 795-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Maher - 2.

Recommendations of City Services Committee

(Supervisor Nelder dissenting in Committee.)

Adopted

[Federal Judiciary-David H. Souter Nomination]

Resolution opposing the process used by the President to select and

Monday, September 24, 1990

nominate David H. Souter to the United States Supreme Court and memorializing the United States Senate to conduct a thorough investigation of the Souter nomination and its effects on constitutional rights and liberties. (Supervisor Alioto)

File 13-90-13, Resolution No. 787-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Gonzalez, Hongisto, Maher - 3.

[Convention on the Rights of the Child]

Resolution memorializing members of the United States Congress to support House Resolution 312 and Senate Resolution 231, requesting immediate Presidential review of the Convention on the Rights of the Child and transmission to the Senate for United States ratification, and memorializing the Mayor to transmit a copy of this resolution to the San Francisco Congressional Delegation and Senators Bill Bradley and Richard Lugar. (Supervisors Hongisto, Walker, Alioto)

File 13-90-15, Resolution No. 788-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Maher - 2.

[Fish Alley - Official Name]

Resolution urging the Mayor to urge the Port Commission to consider requesting that a public walkway historically known as Fish Alley be officially named Fish Alley. (Supervisor Alioto)

File 75-89-3, Resolution No. 790-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Kennedy, Nelder, Walker, Ward - 6.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Maher - 4.

From City Services Committee Without Recommendation

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Consideration Continued

[Citizen's Zoo Oversight Committee]

Ordinance amending Administrative Code, establishing a Citizen's Zoo Oversight Committee. (Supervisor Nelder)

File 97-90-39, Ordinance No.

(Adds Chapter 59.)

Supervisor Alioto, seconded by Supervisor Nelder, moved to continue consideration to October 1, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

From the Clerk

Adopted

[New Condominium Project]

Motion approving final map of 105-109 Bartlett Street, being a resubdivision of Lot 47 in Assessor's Block 3636; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-19

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

[New Condominium Project]

Motion approving final map of 5101 Mission Street - 2 Amazon Avenue, being a resubdivision of Lot 19 in Assessor's Block 6410; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-20

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Monday, September 24, 1990

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

John O'Brien.

EMERGENCY CALENDAR

Finally Passed

[Government Funding]

Ordinance appropriating \$55,000, City Attorney, for other contractual services (draft long term jail overcrowding plan); an emergency measure. (Supervisor Walker)

File 101-90-18, Ordinance No. 329-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hsieh, Maher - 2.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

This resolution was introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require this resolution to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present is required.

Adopted

[Proposition 86 Funds]

Resolution authorizing the Sheriff's Department to submit a formal project proposal to the California Board of Corrections to reserve San Francisco's allocation of State Proposition 86 funding for jail improvements. (Supervisor Walker)

File 195-90-4, Resolution No. 780-90

The foregoing item was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hsieh, Maher - 2.

Monday, September 24, 1990

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

These resolutions are being introduced by this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-39, Resolution No. 781-90

(Mayor Art Agnos, September 22 - 23; Jeff Brown, Public Defender, September 21 - 23; Arthur H. Coleman, member, Port Commission, November 14 - 18; August Coppola, President, Film and Video Arts Commission, September 16 - October 3; Kenneth Dowlin, City Librarian, September 15 - 18; Robert H. Feldman, Executive Director, Board of Permit Appeals, September 15 - 22 and October 25 - November 1; Anne Halsted, member, Port Commission, September 22 - October 7; Harry S. Parker III, Director, Fine Arts Museums, September 21 - October 3 and October 5 - 7; Frank A. Quinn, Vice President, Fire Commission, September 19 - October 15, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Third Street; providing for Municipal Railway reimbursement; and providing for insurance for a Festival 2000 Public Art Event. (Supervisor Maher)

File 42-90-36, Resolution No. 782-90

(Third Street, between Folsom and Howard Streets, Thursday and Friday, October 18 and 19, 1990, from 7:45 p.m. to 8:45 p.m., each day.)

Adopted.

The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.

Monday, September 24, 1990

[State of Emergency]

Resolution urging the Mayor to support a "State of Emergency" in the City and County of San Francisco due to the number of homicides committed against African-American youth in the past twenty-four months.

File 263-90-2, Resolution No. 786-90

Supervisors Kennedy and Ward presented.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Chestnut Street; providing for Municipal Railway reimbursement; and providing for insurance.

File 42-90-39, Resolution No. 785-90

Supervisor Nelder presented.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portions of Jefferson, the Embarcadero, Folsom and Fremont Streets; and providing for insurance.

File 42-90-38, Resolution No. 784-90

Supervisor Alioto presented.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of the Great Highway; subject to certain conditions.

File 42-90-37, Resolution No. 783-90

Supervisor Alioto presented.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Ward - 6.

Absent: Supervisors Hongisto, Hsieh, Maher, Nelder, Walker - 5.

Monday, September 24, 1990

Referred to Committee

[Government Funding]

Ordinance appropriating \$226,090 for professional special service contracts (Dispute Resolution Program), permanent salaries, Mayor's Office of Community Development, for Fiscal Year 1990-91. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 3, 1990 meeting.

File 101-90-19

[Lease of Property]

Ordinance approving amendment to lease agreement between Pier 39 limited partnership and the City and County of San Francisco, operating by and through the San Francisco Port Commission; adopting findings on mitigation measures and alternative projects; determining to proceed with the project based on implementation of mitigation measures and overriding considerations. (Supervisor Maher presented.) Referred to Finance Committee with request it be considered at the October 3, 1990 meeting.

File 65-90-6.1

Referred to Committee

[Congestion Management Planning Agency]

Resolution designating the San Francisco County Transportation Authority as the Congestion Management Planning Agency for the City and County of San Francisco. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 220-90-2

Referred to Immediate Adoption Calendar

[Mental Health Task Force]

Resolution establishing a task force to study how mental health services can be reduced without having a disproportionate adverse impact on the delivery of services to the Latino community and urging the Mayor to urge the Health Commission to direct that no changes be made in services affecting the Latino community until the task force completes its study and reports to the Board. (Supervisor Gonzalez presented.) Referred to Board October 1, 1990 Immediate Adoption Calendar.

File 174-90-6

Referred to Committee

[Earthquake Hazard Mitigation Grants]

Resolution authorizing the Chief Administrative Officer, as local Hazard Mitigation Coordinator, to apply for Hazard Mitigation Grant

Monday, September 24, 1990

Funds. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 3, 1990 meeting.

File 133-90-2

Referred to Immediate Adoption Calendar

[Revenue Producing Travel Funds]

Resolution urging the Mayor to submit a supplemental appropriation to restore monies to departmental travel budget funds that were reduced from the travel, training, entertainment and membership account for the Fiscal Year 1990-91, when the budgeted funds would produce revenues that are greater than the amount of budgeted travel funds. (Supervisor Nelder presented.) Referred to Board October 1, 1990 Immediate Adoption Calendar.

File 100-90-11

[EIR Findings]

Resolution adopting final environmental impact report, finding and determining that the underwater world aquarium at Pier 39 Project will have a significant impact on the environment, and adopting and incorporating findings of the final environmental impact report. (Supervisor Maher presented.) Referred to Finance Committee with request it be considered at the October 3, 1990 meeting.

File 65-90-6

Referred to Committee

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "A" in the Telegraph Hill Area and adding to the list of streets upon which time limitations shall apply. (Supervisor Nelder presented.) Referred to Economic and Social Policy Committee.

File 40-90-16

Called from Committee

[26th Street - Street Vacation]

Resolution rescinding Resolution No. 149-69, and urging the Chief Administrative Officer to request the Director of the Department of Public Works to review rededicating 26th Street between Harrison Street and Treat Avenue as a public street and submit recommendations to the Board of Supervisors. (Supervisor Gonzalez)

File 35-90-1

Called from Economic and Social Policy Committee by Supervisor Gonzalez with direction to schedule for consideration by the Board on October 1, 1990.

Monday, September 24, 1990

Referred to Committee

[Proposition 128 - "Big Green"]

Resolution endorsing State Proposition 128, the Environmental Protection Act of 1990, Known as "Big Green". (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 12-90-26

Requests for Hearings

File 26-90-1, By Supervisor Nelder: To consider implementation of the Mechanical Street Sweeping Plan in the Bernal Heights area and to ascertain whether legislation should be amended to exclude this area as a potential needless and undesired expenditure of City and County funds. Referred to City Services Committee.

File 15-90-5, By Supervisor Kennedy: To consider current Taxi Cab fees in the City and County of San Francisco. Referred to Finance Committee.

File 196-90-7, By Supervisor Walker: To consider the timing of the "walk" signal at 19th and Holloway Avenues. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney prepare legislation urging the Attorney General to publish and disseminate the commentary to the findings of his Research Advisory Panel.

By Supervisor Hongisto, that City Attorney prepare legislation to prohibit the property bounded by Washington, Clay, Davis and Drumm Streets from development and keep the area as open space in the event the Embarcadero Freeway is demolished and a new structure replaces it.

By Supervisors Hongisto and Maher, that City Attorney advise whether there has been a change in ownership of Mission Bay property for the purpose of reassessments.

By Supervisor Kennedy, that City Attorney prepare legislation urging the appropriate department to increase fines for driving through and disobeying a red light (VC 214538), in response to correspondence from Robert Kay.

By Supervisor Kennedy, that letter be sent to Richard Evans, Director of the Department of Public Works, inquiring whether a massive pothole on Mason Street between Sutter and Post Streets may be repaired.

Monday, September 24, 1990

By Supervisor Kennedy, that letter be sent to the Public Utilities Commission inquiring whether a bus shelter is planned for the 38 Geary bus stop located at Geary and Stockton Streets.

By Supervisor Ward, that City Attorney prepare legislation stipulating that the Embarcadero Freeway not be demolished until appropriate funding for replacement has been obtained.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Joseph I. Alioto (Entire Board)
Rosa Everhart (Entire Board)
George Hardy (Entire Board)
Mary Ruby Booth (Supervisor Kennedy)

File 2-90-39

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 7:21 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on May 28, 1991.

Monday, September 24, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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No. 40

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DOCUMENTS DEPT.

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SAN FRANCISCO

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 1, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Alioto, Kennedy, Maher, Ward - 4.

Quorum present.

Supervisor Alioto was noted present at 2:13 p.m.

Supervisor Kennedy was noted present at 3:06 p.m.

Supervisor Maher was noted present at 2:14 p.m.

Supervisor Ward was noted present at 2:22 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Maher, seconded by Supervisor Nelder, moved that the Journals of Proceedings for Monday, April 16 and 23, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 8.

Absent: Supervisors Hsieh, Kennedy, Ward - 3.

Monday, October 1, 1990

Report Received

[City Message]
Mayor's State of the City Message.

File 88-90-1

Mayor Art Agnos appeared and presented his State of the City message (a copy of which is on file in the office of the Clerk of the Board of Supervisors).

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hallinan requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Adopted

[Parking Rate Changes]
Resolution approving changes in parking rates at the Golden Gateway Garage. (Department of Parking and Traffic)

File 47-90-11, Resolution No. 803-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Britt, Kennedy, Walker, Ward - 4.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]
Ordinance appropriating \$14,000,000, Water Department, for capital improvement project (San Andreas Plant Expansion), for fiscal year 1990-91. (Controller)

Monday, October 1, 1990

File 101-90-9, Ordinance No. 338-90

Finally passed.

[Government Funding]

Ordinance appropriating \$18,927,166, for various capital improvement projects, Fire Department, Academy of Sciences, Fine Arts Museums, Asian Art Museum, Laguna Honda Hospital and Department of Public Works; placing \$6,756,266 on reserve. (Controller)

File 101-90-10, Ordinance No. 333-90

Finally passed.

[Government Funding]

Ordinance appropriating \$3,628,420, Department of Public Works, for capital improvement project (DPW Planning/Project Control and Various Buildings/Facilities Improvement); placing \$500,000 on reserve. (Controller)

File 101-90-11, Ordinance No. 334-90

Finally passed.

[Government Funding]

Ordinance appropriating \$220,000, Controller's Office, for professional and special services and increasing \$220,000 for interdepartmental recovery; placing \$220,000 on reserve, for fiscal year 1990 91. (Supervisor Walker)

File 101-90-13, Ordinance No. 339-90

Finally passed.

[Government Funding]

Ordinance appropriating \$120,000, City Attorney, for temporary salaries, mandatory fringe benefits, professional services, increasing \$120,000 for interdepartmental recovery, for fiscal year 1990-91. (Supervisor Walker)

File 101-90-14, Ordinance No. 343-90

Finally passed.

Monday, October 1, 1990

[Government Funding]

Ordinance appropriating \$35,000, Chief Administrative Officer, for temporary salaries and mandatory fringe benefits and increasing \$35,000 for interdepartmental recovery, for fiscal year 1990-91; retroactive to July 1, 1990. (Supervisor Walker)

File 101-90-15, Ordinance No. 344-90

Finally passed.

[Public Health Contracts]

Ordinance amending Administrative Code, to permit the Department of Public Health to enter into agreements with the Regents of the University of California enabling the Department of Public Health to participate in clinical services and training projects. (Department of Public Health)

File 97-90-40, Ordinance No. 336-90

(Adds Section 19A.23.)

Finally passed.

[Revolving Fund]

Ordinance amending Administrative Code, to establish a separate Recreation and Park County Fair Cash Revolving Fund in the amount of \$10,000. (Recreation and Park Department)

File 97-90-42, Ordinance No. 337-90

(Adds Section 10.160-1.)

Finally passed.

[Compensation]

Ordinance amending Police Code, to provide for compensation to members of the Advisory Committee of Street Artists and Craftsman Examiners. (Supervisor Walker)

File 121-90-5, Ordinance No. 345-90

(Amends Section 2402.)

Finally passed.

Adopted

[Contract Award Extension]

Resolution granting extension of time for awarding Municipal Railway Contract No. MR-869, Potrero Facility Rehabilitation. (Public Utilities Commission)

Monday, October 1, 1990

File 61-90-2, Resolution No. 805-90

Adopted.

Recommendation of Administration and Oversight Committee

Adopted

[State Disability Insurance]
Resolution authorizing enrollment of Classification 1801 Supervising
Performance Auditor in the State Disability Insurance Program.
(Employee Relations Division)

File 89-90-12, Resolution No. 807-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by
the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Finally Passed

(Supervisor Gonzalez excused from voting.)

[Lease Amendment]
Ordinance approving sixth amendment to the stadium lease between the
City and County by and through its Recreation and Park Commission
and the San Francisco Forty Niners. (Recreation and Park Department)

File 65-90-4, Ordinance No. 335-90

Supervisor Gonzalez was previously excused from voting on this
measure. (See Journal of Proceedings of September 24, 1990.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hongisto, Hsieh, Maher,
Ward - 6.

Monday, October 1, 1990

Excused: Supervisor Gonzalez - 1.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Britt, Kennedy, Walker - 3.

From City Services Committee Without Recommendation

Refused Passage for Second Reading

[Citizen's Zoo Oversight Committee]

Ordinance amending Administrative Code, establishing a Citizen's Zoo Oversight Committee. (Supervisor Nelder)

File 97-90-39, Ordinance No.

(Adds Chapter 59.)

Refused passage for second reading by the following vote:

Ayes: Supervisor Nelder - 1.

Noes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 7.

Absent: Supervisors Britt, Kennedy, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$3,000,000, Department of Public Works, for capital improvement project (Richmond Transport Design), for fiscal year 1990-91; placing \$620,000 on reserve. (Controller)

File 101-90-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

Monday, October 1, 1990

[Government Funding]

Ordinance appropriating \$1,740,500, Chief Administrative Officer, for purchase of land (construction of Embarcadero Roadway, Rincon Point Park and Muni Metro Turnback), adopting and incorporating by reference findings regarding the I-280 transfer concept program, for fiscal year 1990-91. (Controller)

File 101-90-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Alioto, Britt, Kennedy, Ward - 4.

[Red Cross Grant - FEMA Funds for the Homeless]

Ordinance authorizing the Department of Social Services to accept and expend Red Cross grant, FEMA funding and remainder of Red Cross grant to Redevelopment Agency to provide shelter, food and other assistance for the homeless; placing \$2,865,000 in estimated FEMA funding and \$3,244,925 in Red Cross funds on reserve. (Supervisor Walker)

File 153-90-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Adopted

[Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the conversion of an existing two story (over basement) warehouse and retail outlet to an emergency shelter (200 beds), for homeless men and the acquisition of City and County Assessor's Parcel Block 3777, Lot 47 for the property located at 695 Bryant Street/525 Fifth Street, will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Finance Committee)

File 101-90-16.1, Resolution No. 812-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

[Acquisition of Property]

Resolution authorizing the City and County to execute an assignment of purchase option agreement from the Redevelopment Agency and authorizing acquisition of City and County Assessor's Parcel Block 3777, Lot 47 (525 Fifth Street) and to adopt findings pursuant to City Planning Code Section 101.1. (Supervisor Walker)

File 84-90-2, Resolution No. 806-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,500,000, Department of Social Services, for capital improvement project (purchase of building for emergency shelter for homeless men located at 695 Bryant/525 Fifth Streets), for fiscal year 1990-91; placing \$455,996 on reserve; companion measure to Files 101-90-16.1 and 84-90-2. (Controller)

File 101-90-16, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Adopted

[Mayor's Earthquake Emergency Relief Fund]

Resolution approving expenditure from the Mayor's Earthquake Emergency Relief fund of \$800,000 for the purchase and \$1,000,000 for longer term rehabilitation of two shelters to accommodate persons displaced by the October 17, 1989 Earthquake; placing \$696,000 on reserve. (Supervisor Hongisto)

File 270-90-21, Resolution No. 813-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

[Claim Against the Government]

Resolution waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County, in the sum

Monday, October 1, 1990

totalling \$704.85, a legal obligation of the City and County of San Francisco. (Community College District)

File 23-90-4, Resolution No. 802-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Acceptance of Utility Easements]

Resolution authorizing execution and acceptance of an easement agreement granting utility easements (Mission Street at Fourth Street) to the City by the Redevelopment Agency and YBG Associates; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-9, Resolution No. 797-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

[Presidio Planning Grant - Department of the Interior]

Resolution authorizing the Director of Planning to apply for, accept and expend funds from the Department of the Interior of up to \$80,668 for a period of fifteen months for Presidio planning. (Department of City Planning)

File 134-90-1, Resolution No. 828-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

[California Natural Disaster Assistance Program]

Resolution authorizing second designee for the execution of any amendments, two standard agreements and any related documents necessary to participate in the California Natural Disaster Assistance Programs. (Mayor's Office of Housing)

File 172-90-4.1, Resolution No. 833-90

Adopted by the following vote:

Monday, October 1, 1990

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

Recommendations of Administration and Oversight Committee

Adopted

[Meeting Schedule]

Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 26, December 24 and December 31, 1990. (Clerk of the Board)

File 54-90-4, Resolution No. 804-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

[Appointments]

Resolution appointing members to the Adult Day Health Care Planning Council, terms expired, for three-year terms ending September 30, 1993. (Administration and Oversight Committee)

File 92-90-25.1, Resolution No. 808-90

(Jack McKay, age group, vice himself;
Lucille Ramstetter, age group, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

[Appointments]

Resolution appointing members to the Task Force on Transfer Benefits. (Administration and Oversight Committee)

File 92-90-26.1, Resolution No. 809-90

(Kiernan Murphy, Retirement System;
Al Walker, Civil Service Commission;
James Foster, Health Department.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

[Appointments]

Resolution appointing members to the Airport Noise Committee, terms expired, for three-year terms ending September 30, 1993.
(Administration and Oversight Committee)

File 92-90-32.1, Resolution No. 810-90

(Michael Arendareff, DDS, vice himself;
William Arietta, Police Department, vice himself;
Ben Gale, Health Department, vice himself;
Timothy Treacy, vice himself;
Carol Gamble, vice herself;
Susan Wendt Bogear, vice herself;
Charles Kroupa, vice himself;
Curt Holzinger, vice himself;
Don Bertone, vice himself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO. (Employee Relations Division)

File 93-90-23, Resolution No. 811-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

Recommendation of Economic and Social Policy Committee

(Supervisor Ward dissenting in Committee.)

Consideration Continued

Monday, October 1, 1990

[Condominium Conversions]

Ordinance amending Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the grounds that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396
Adds Subdivision Code Section 1396B.)

(Categorically exempt from environmental review)

On advice of the City Attorney, Supervisors Alioto and Hongisto requested to be excused from voting.

Supervisors Alioto and Hongisto Excused from Voting

Supervisor Hongisto, seconded by Supervisor Walker, moved to excuse Supervisors Alioto and Hongisto from voting.

Motion to excuse Supervisors Alioto and Hongisto from voting adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

Supervisor Walker, seconded by Supervisor Ward, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 7.

Excused: Supervisors Alioto, Hongisto - 2.

Absent: Supervisors Hsieh, Kennedy - 2.

Called from Economic and Social Policy Committee
by Supervisor Gonzalez

Amended; Consideration Continued

Monday, October 1, 1990

[26th Street - Street Vacation]

Resolution rescinding Resolution No. 149-69, and urging the Chief Administrative Officer to request the Director of the Department of Public Works to review rededicating 26th Street between Harrison Street and Treat Avenue as a public street and submit recommendations to the Board of Supervisors. (Supervisors Gonzalez, Maher)

File 35-90-1, Resolution No.

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved an amendment of the whole bearing same title.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to continue consideration to October 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

Monday, October 1, 1990

From the Clerk

Consideration Continued

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

Monday, October 1, 1990

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John Cason;
Dehnert Queen.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Gonzalez requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately:

Consideration Continued

[Mental Health Task Force]

Resolution establishing a task force to study how mental health services can be reduced without having a disproportionate adverse impact on the delivery of services to the Latino community and urging the Mayor to urge the Health Commission to direct that no changes be made in services affecting the Latino community until the task force completes its study and reports to the Board.
(Supervisors Gonzalez, Hsieh)

File 174-90-6, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Hsieh, moved to continue consideration to October 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Absent: Supervisors Hongisto, Nelder, Ward - 3.

The Board resumed its consideration of the following item on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Revenue Producing Travel Funds]

Resolution urging the Mayor to submit a supplemental appropriation to restore monies to departmental travel budget funds that were reduced from the travel, training, entertainment and membership account for the fiscal year 1990-91, when the budgeted funds would produce revenues that are greater than the amount of budgeted travel funds. (Supervisor Nelder)

File 100-90-11, Resolution No. 868-90

Adopted.

The foregoing item on the For Adoption Without Committee Reference Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Absent: Supervisors Hongisto, Nelder, Ward - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-40, Resolution No. 798-90

(Peter Ashe, member, Retirement Board, September 22 - 26; Sonia Bolanos, member, Redevelopment Agency, October 9 - 30; Leonard Graff, member, Human Rights Commission, October 15 - 21; Naomi Gray, member, Health Commission, September 19 - 24; Maurice Mann, member, Retirement Board, September 24 - 25; R. Douglas Norby, member, Film and Video Arts Commission, September 29 - October 6; Rudy Nothenberg, Chief Administrative Officer, September 21 - 26; Trent Orr, member, Recreation & Park Commission, September 26 - October 3; Bob Wilhelm, member, Film and Video Arts Commission, September 27 - October 1, 1990.)

Adopted.

Monday, October 1, 1990

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Presidio Closure Environmental Review]

Resolution reaffirming the Board's position that the Army and Navy provide an additional month for public comment on the environmental impact statements related to the closure of the Presidio, and that this resolution stands as the Board's comments on the environmental impact statements.

File 13-90-12.1, Resolution No. 799-90

Supervisor Alioto presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Harriet Street, between Folsom and Harrison Streets, from 3:00 p.m. Monday, October 8, 1990, to 2:00 a.m. Tuesday, October 9, 1990, for a campaign event for Harvey Gantt.

File 42-90-40, Resolution No. 800-90

Supervisors Ward and Hallinan presented for immediate adoption.

Adopted.

[Street Closings]

Resolution authorizing temporary closings of portions of various streets on Sunday, November 4, 1990, from 7:00 a.m. to 10:30 a.m. for the San Francisco Waterfront 10 Foot Race; and providing for insurance.

File 42-90-41, Resolution No. 801-90

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Absent: Supervisors Hongisto, Nelder, Ward - 3.

OFF-CALENDAR LEGISLATION

Monday, October 1, 1990

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[General Assistance - Income Disregard]

Ordinance amending Administrative Code by amending Section 20.57 to add monthly eligibility and asset disregard provisions to the income and asset disregard program. (Supervisor Walker presented.) Referred to Finance Committee.

File 97-90-46

[Personnel Organization - Budget Hearings]

Ordinance amending the Administrative Code by amending Section 3.11 thereof to provide that organizational charts of personnel shall be presented to the Board of Supervisors for the purpose of the annual budget review. (Supervisor Alioto presented.) Referred to Administration and Oversight Committee.

File 97-90-47

[Health Coverage for Former Supervisors]

Ordinance amending Chapter 16 of the Administrative Code by adding Section 16.906 thereto to permit health coverage for former Supervisors, provided that they pay the full cost of such coverage. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 97-90-48

[Real Property Transfer Tax Increase]

Ordinance amending Article 12C of Part III, Municipal Code, imposing a real property transfer tax, by amending Section 1102 thereof to increase the real property transfer tax rate from \$2.50 for each \$500 of consideration or value to \$3.73 for each \$500 of consideration or value, and by deleting the exemption from the tax for assumed indebtedness; setting the effective date. (Supervisor Walker presented.) Referred to Finance Committee with direction to report back to the Board by October 22, 1990.

File 127-90-4

[Real Property Transfer Tax]

Ordinance amending Article 12C of Part III, San Francisco Municipal Code, imposing a real property transfer tax, by amending Section 1102 thereof to eliminate the exemption from the tax for assumed indebtedness. (Supervisors Walker and Hallinan presented.) Referred to Finance Committee with request it be considered at the October 3, 1990 meeting.

File 127-90-12

Monday, October 1, 1990

Requests for Hearings

File 100-90-12, By Supervisor Kennedy: To consider the impact of the recent proposed budget cuts of the federal government on various San Francisco programs. Referred to Finance Committee.

File 255-90-3, By Supervisor Britt: To consider the Mission Bay Development Agreement. Referred to Board for hearing under Special Order at 3:00 P.M., October 29, 1990.

File 27-90-8, By Supervisor Maher: To consider urging the Mayor to urge the Airports Commission not to increase the Airport Parking Tax until the proposed airport expansion plans are made public. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Ward, Kennedy, Walker, that City Attorney prepare legislation requiring all legislation, upon introduction and prior to assignment to committee, to be reviewed by the Budget Analyst to determine whether there is any fiscal impact contained in it. This determination by the Budget Analyst, whether or not it has fiscal impact, will be included in the digest portion of the legislation and in all subsequent versions of the legislation as it moves through committee and to the Board. If it is determined, either at introduction or during the course of amendment, that there is fiscal impact contained therein, the legislation will be heard before the Finance Committee. An analysis of the total cost of the programs contained within the legislation will be required to be provided to the Finance Committee by the Budget Analyst.

By Supervisor Kennedy, that the President of the Board and Clerk of the Board review the Los Angeles County Board of Supervisors Agenda to see if it is feasible to (1) print on each calendar the rules of the Board Room; (2) state after each item where more information can be found, i.e. attachment on file in the Clerk's Office.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Harry Rice (Supervisor Britt)
Joel Coleman (Supervisor Britt)
Scott Bishop (Supervisor Maher)

File 2-90-40

Unanimously adopted by a rising vote.

Monday, October 1, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 4:42 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 3, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 41

TUESDAY, October 9, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, October 9, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Maher, Ward - 4.

Quorum present.

Supervisor Alioto was noted present at 2:11 p.m.

Supervisor Hongisto was noted present at 2:33 p.m.

Supervisor Maher was noted present at 2:11 p.m.

Supervisor Ward was noted present at 2:11 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, April 30, 1990 and Special Meeting of Wednesday, May 2, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, October 9, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$3,000,000, Department of Public Works, for capital improvement project (Richmond Transport Design), for fiscal year 1990-91; placing \$620,000 on reserve. (Controller)

File 101-90-5, Ordinance No. 347-90

Finally passed.

[Government Funding]

Ordinance appropriating \$1,740,500, Chief Administrative Officer, for purchase of land (construction of Embarcadero Roadway, Rincon Point Park and Muni Metro Turnback), adopting and incorporating by reference findings regarding the I-280 transfer concept program, for fiscal year 1990-91. (Controller)

File 101-90-12, Ordinance No. 348-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$226,090, Mayor's Office of Community Development, for professional special service contracts (Dispute Resolution Program), permanent salaries, for fiscal year 1990-91. (Supervisor Walker)

File 101-90-19, Ordinance No.

Passed for second reading.

Adopted

[Prop J Contract]

Resolution concurring with the Controller's certification that vocational and educational counseling services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for a lower cost than similar work services performed by the City and County employees. (Department of Social Services)

File 25-90-23, Resolution No. 816-90

Adopted.

Tuesday, October 9, 1990

[Prop J Contract]

Resolution concurring with the Controller's certification that coordination and mentor services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for a lower cost than similar work services performed by the City and County employees. (Department of Social Services)

File 25-90-24, Resolution No. 817-90

Adopted.

[[Prop J Contract]

Resolution approving the Controller's certification that Airport Information Booth Program for San Francisco International Airport can practically be performed by private contractor at a lower cost for this new program than if work were performed by City employees at presently budgeted levels. (Airports Commission)

File 25-90-25, Resolution No. 815-90

Adopted.

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to accept and expend a continuation grant of \$2,900 from the March of Dimes Foundation, for early intervention training for public health nurses working with pregnant women at risk for substance abuse, for the residents of San Francisco. (Mayor)

File 146-90-72, Resolution No. 830-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$140,000 available from the Library Services and Construction Act for fiscal year 1990/91. (Public Library)

File 147-90-7, Resolution No. 831-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the City Librarian to apply for, accept and expend funds not to exceed \$61,649 available through the California

Tuesday, October 9, 1990

State Library from Title I of the Library Services and Construction Act for major urban resource libraries for fiscal year 1990/91.
(Public Library)

File 147-90-8, Resolution No. 832-90

Adopted.

Recommendations of Economic and Social Policy Committee

Adopted

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "H" in the Lakeside Area and adding Mercedes Way, between Paloma Avenue and Junipero Serra Boulevard, and Beverly Street, between Shields Street and Nineteenth Avenue, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-14, Resolution No. 824-90

Adopted.

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "T" in the Forest Hill Area and adding Laguna Honda Boulevard, between Hernandez Avenue and Ulloa Street; Idora Avenue, between Woodside and Garcia Avenues; and Ulloa Street, between Woodside Avenue and Laguna Honda Boulevard, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-15, Resolution No. 825-90

Adopted.

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "S" in the Duboce Triangle Area and adding Eighteenth Street, between Hartford and Noe Streets, south side, and Nineteenth Street, between Church and Sanchez Streets, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-17, Resolution No. 826-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Tuesday, October 9, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,500,000, Department of Social Services, for capital improvement project (purchase of building for emergency shelter for homeless men located at 695 Bryant/525 Fifth Streets), for fiscal year 1990-91; placing \$455,996 on reserve. (Controller)

File 101-90-16, Ordinance No. 340-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Hongisto - 1.

[Red Cross Grant - FEMA Funds for the Homeless]

Ordinance authorizing the Department of Social Services to accept and expend Red Cross grant, FEMA funding and remainder of Red Cross grant to Redevelopment Agency to provide shelter, food and other assistance for the homeless; placing \$2,865,000 in estimated FEMA funding and \$3,244,925 in Red Cross funds on reserve. (Supervisor Walker)

File 153-90-4, Ordinance No. 341-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Hongisto - 1.

Tuesday, October 9, 1990

From Department of Public Works

Tabled

[Assessment Costs]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for building repairs ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203 (o) of the Building Code, the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

From the Clerk

Amended; Consideration Continued

[Reduction in Health Services]

Resolution determining which proposed reductions in health services will and will not have detrimental impact on the health care needs of indigents of ((this)) the county.

File 30-90-10, Resolution No.

Supervisor Walker, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Resolution determining which proposed reductions in health services will and will not have a detrimental impact on the health care needs of the indigents of the county".

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Hongisto - 1.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to October 15, 1990.

Motion to continue adopted by the following vote:

Tuesday, October 9, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Hongisto - 1.

Called from Economic and Social Policy Committee
by Supervisor Gonzalez

Adopted

[26th Street - Street Vacation]

Resolution rescinding Resolution No. 149-69, and urging the Chief Administrative Officer to request the Director of the Department of Public Works to review rededicating 26th Street between Harrison Street and Treat Avenue as a public street and submit recommendations to the Board of Supervisors. (Supervisors Gonzalez, Maher)

File 35-90-1, Resolution No. 823-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading as Amended

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Welfare Assistance and Administration Fund, Tobacco Tax Fund, Rent Arbitration Board Fund, Work Order Fund, Municipal Railway operating fund, Hospital operating fund and Laguna Honda operating fund, creating sixteen positions, deleting nineteen positions, reflecting budget adjustments for fiscal year 1990-91 resulting from state budget reductions, placing on reserve \$1,728,631 for permanent salaries, overtime and related mandatory fringe benefits, Community Mental Health Services. (Supervisor Walker)

File 101-90-17, Ordinance No.

Tuesday, October 9, 1990

Supervisor Alioto, seconded by Supervisor Walker, moved to amend to add the following on Page 12, Section 4, second sentence: "and shall also include independent, community representation from all ethnic, racial, and sexual minority populations and representation from Public Health consumer groups".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to continue consideration to October 15, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Hsieh, Nelder - 2.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Supervisor Nelder, seconded by Supervisor Hongisto, moved to amend by deleting health cuts.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Nelder - 5.

Noes: Supervisors Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 6.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to amend by restoring \$3 million in health cuts; by reducing budget of Board of Supervisors and Mayor's Office.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher, Nelder - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

Passed for Second Reading

(Supervisor Maher dissenting in Committee.)

[Public Employment]

Ordinance amending Ordinance No. 288-90 (Annual Salary Ordinance, 1990-91) reflecting the deletion of nineteen positions and the addition of sixteen positions at various departments. (Supervisor Walker)

File 102-90-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Residential Rent Stabilization and Arbitration Fee]

Ordinance amending the Administrative Code, to increase the Residential Unit Fee from \$4.00 to \$8.00. (Supervisor Walker)

File 109-90-5, Ordinance No.

(Amends Section 37A.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Business/Payroll Expense Tax Changes]

Ordinance amending Part III, Municipal Code, the Business Tax Ordinance, to increase the registration fee from \$75 to \$150, to provide for uniform expiration date of registration certificates, for uniform application dates and for proration of fees, and clarifying the status of persons who heretofore paid or became liable for the calendar year 1990 registration fee required by Section 1007; operative date.

File 127-90-5.1, Ordinance No.

(Amends Section 1007.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Tuesday, October 9, 1990

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Exemption]

Ordinance amending Part III of the Municipal Code, to delete the exemption from the real property transfer tax for assumed indebtedness. (Supervisors Walker, Hallinan)

File 127-90-12, Ordinance No.

(Amends Section 1102.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

[Event Notification]

Ordinance amending Part III, Municipal Code, the Revenue/Business Regulations Code, to require every person, firm or corporation engaged in the business of renting or letting rooms to notify the Tax Collector of the exhibition and sale of goods, wares and merchandise by a transient merchant as defined in Section 251 of this article. (Supervisor Kennedy)

File 127-89-7, Ordinance No.

(Adds Section 251.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh, Nelder - 3.

Adopted

(Supervisor Walker dissenting in Committee)

[Final Environmental Impact Report]

Resolution adopting Final Environmental Impact Report, finding and determining that the underwater world aquarium at Pier 39 project will have a significant impact on the environment, and adopting and incorporating findings of the Final Environmental Impact Report. (Supervisors Maher, Alioto, Gonzalez, Hsieh, Ward, Nelder)

File 65-90-6, Resolution No. 827-90

Tuesday, October 9, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Noes: Supervisor Walker - 1.

Passed for Second Reading

(Supervisor Walker dissenting in Committee)

[Lease of Property]

Ordinance approving amendment to lease agreement between Pier 39 Limited Partnership and the City and County, operating by and through the Port Commission; adopting findings on mitigation measures and alternative projects; determining to proceed with the project based on implementation of mitigation measures and overriding considerations; companion measure to File 65-90-6. (Supervisors Maher, Alioto, Gonzalez, Hsieh, Ward, Nelder)

File 65-90-6.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Noes: Supervisor Walker - 1.

[Friends of the Delinquency Prevention Commission Special Fund]
Ordinance amending Administrative Code, establishing a Delinquency Prevention Commission Special Fund to be called the Friends of the Delinquency Prevention Commission for the acceptance and expenditures of monies received to facilitate special programs of the Commission on Delinquency Prevention. (Delinquency Prevention Commission)

File 97-90-41, Ordinance No.

(Adds Section 10.117-104.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Hold Harmless Agreement]

Ordinance amending Administrative Code, authorizing the Health Commission to execute hold harmless agreements with San Mateo County when contracting for certain mental health services. (Department of Public Health)

Tuesday, October 9, 1990

File 97-90-43, Ordinance No.

(Adds Section 1.38.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Medical Liens]

Ordinance amending Health Code, relating to medical liens on patient third-party claims, and to reimbursement for aid granted.
(Treasurer)

File 118-90-6, Ordinance No.

(Adds Section 124.5.;
Amends Section 124.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Emergency Repair]

Resolution declaring an emergency to exist requiring the immediate construction of a retaining structure between 7th, 8th, Moraga and Ortega Avenues to stabilize the slope following its failure during the October 1989 earthquake, authorizing the Director of the Department of Public Works to take necessary measures to construct the retaining structure, authorizing the City to accept a license from property owners on the slope for the construction, and authorizing the Director to execute contracts for the construction containing a provision requiring the City to hold contractors harmless from liability during the construction. (Supervisor Nelder)

File 28-90-18, Resolution No. 822-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, to apply for, accept and expend a grant of \$772,946 from the U.S. Department of Health and Human Services, Health Resource Services Administration, for primary care/addiction treatment linkage services to the residents of San Francisco.
(Mayor)

Tuesday, October 9, 1990

File 146-90-70, Resolution No. 829-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Hold Harmless Agreement]

Resolution authorizing the Police Department to execute a hold harmless agreement with the U.S. Air Force for the use of Travis Air Force Base to store two (2) Cessna 310's. (Police Commission)

File 172-90-27, Resolution No. 834-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From the Clerk

Adopted

[Condominium Project]

Motion approving final map of 3814 24th Street, a condominium project, being a resubdivision of Lot 16 in Assessor's Block 3651; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-21

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Margaret Veiger;
David Chilpel.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the

Tuesday, October 9, 1990

rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Withdrawn from Calendar

[Mental Health Task Force]

Resolution establishing a task force to study how mental health services can be reduced without having a disproportionate adverse impact on the delivery of services to the Latino community and urging the Mayor to urge the Health Commission to direct that no changes be made in services affecting the Latino community until the task force completes its study and reports to the Board.
(Supervisors Gonzalez, Hsieh)

File 174-90-6, Resolution No.

(October 1, 1990 - Consideration continued to October 9, 1990.)

Supervisor Gonzalez requested subject legislation be withdrawn.

There being no objection, resolution ordered withdrawn.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-41, Resolution No. 818-90

(Bill Maher, member, Board of Supervisors, November 8 - 18; Philip Armour III, member, Commission on the Aging, September 29 - October 2; Dale A. Carlson, member, Public Library Commission, October 10 - 15; Edward Campana, member, Police Commission, October 1 - 10; Marilyn Chow, President, Social Services Commission, October 12 - 15 and 19 - 24; Anne Halsted, member, Port Commission, September 22 - October 7; Willard Harris, member, Commission on the Aging, September 30 - October 5; Stanley Herzstein, member, Commission on the Aging, October 3 - November 4; Michael P. Huerta, Executive Director, Port, October 22 - 26;

Tuesday, October 9, 1990

Frank Jordan, Chief of Police, October 5 - 10; John Keker, member, Police Commission, September 29 - October 4; Pius Lee, member, Police Commission, October 23 - November 4; Harry S. Parker III, Director, Fine Arts Museums, October 25 - 28; Frederick F. Postel, Chief of Fire Department, October 6 - 13; Betty Lou Treguboff, member, Commission on the Aging, October 18 - 31, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Hyatt Hotel - San Francisco Labor Force]

Resolution welcoming the Hyatt Hotel to a new additional location in San Francisco at Fisherman's Wharf, and urging the Hyatt Corporation to draw from the San Francisco based labor force, particularly residents of color, in meeting its hiring needs at all levels of the hotel's personnel organization.

File 4-90-33, Resolution No. 819-90

Supervisors Hongisto, Britt, Kennedy, Ward, Alioto, Hsieh, Walker presented for immediate adoption.

Adopted.

[Proclamation - The Great S. F. Rubber Ducky Race]

Resolution urging the Mayor to proclaim the week of October 15, 1990 as The Great San Francisco Rubber Ducky Race.

File 4-90-34, Resolution No. 821-90

Supervisor Gonzalez presented for immediate adoption.

Adopted.

[Commendation]

Resolution commending Isadore Pivnick for his distinguished service on the Human Rights Commission.

File 4-90-35, Resolution No. 820-90

Supervisors Hallinan, Maher, Gonzalez, Britt, Nelder presented for immediate adoption.

Adopted.

[Enterprise Zone Designation - MOBED]

Resolution authorizing the Mayor's Office of Business and Economic Development to apply for enterprise zone designation for the City and County of San Francisco.

File 257-90-2, Resolution No. 814-90

Tuesday, October 9, 1990

Supervisor Ward presented presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hongisto, Maher, Nelder - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[MBE/WBE/LBE - Prime Contracts]

Ordinance amending the Administrative Code by amending Sections 12D.5, 12D.6, 12D.8, 12D.13 and 12D.15 thereof, relating to the procurement of goods and services and the award of public contracts by the City and County of San Francisco from minority business, women business and local business enterprises. (Supervisor Kennedy presented.) Referred to Economic & Social Policy Committee.

File 97-90-51

[Reciprocity Provisions]

Ordinance amending the Administrative Code by amending Section 16.55-6 thereof, to provide for reciprocity between the Retirement System and other public agency pension plans. (Supervisor Britt presented.) Referred to Administration & Oversight Committee.

File 97-90-52

Called from Committee

[Hotel Occupancy Tax]

Ordinance amending Part III, Municipal Code, imposing a tax on the rent for every occupancy of a guest room in a hotel, by adding Section 502.7 which would increase the rate of the hotel occupancy tax from 11 percent to 13 percent, effective November 1, 1990.

File 127-90-10

Called from Finance Committee by Supervisor Hongisto with direction it be scheduled for consideration by the Board on October 15, 1990.

Referred to Board

[Zoning Map Amendment]

Resolution extending to November 7, 1990 the time for the City Planning Commission to render its decision on the reclassification of certain properties in the Bernal Heights Area initiated by the Board of Supervisors. (Supervisors Maher and Walker presented.) Referred to Board October 15, 1990 Immediate Adoption Calendar.

File 36-89-5.4

Referred to Board

[Zoning Map Amendment]

Resolution extending to November 7, 1990 the time for the City Planning Commission to render its decision on amending the San Francisco Zoning Map to establish boundaries for the Bernal Heights Special Use District initiated by the Board of Supervisors. (Supervisors Maher and Walker presented.) Referred to Board October 15, 1990 Immediate Adoption Calendar.

File 36-90-3.2

[Text Amendment]

Resolution extending to November 7, 1990 the time for the City Planning Commission to render its decision on an amendment to the City Planning Code initiated by the Board of Supervisors to establish the Bernal Heights Special Use District and impose restrictions on property within that district. (Supervisors Maher and Walker presented.) Referred to Board October 15, 1990 Immediate Adoption Calendar.

File 81-90-1.3

Referred to Committee

[Acquisition of Property]

Resolution authorizing the City and County of San Francisco to execute an assignment of purchase option agreement from the San Francisco Redevelopment Agency and authorizing acquisition of City and County of San Francisco Assessor's Parcel Block 694 Lot 4, 1001 Polk Street, and to adopt findings pursuant to City Planning Code Section 101.1. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 17, 1990 meeting.

File 84-90 4

[Health Services Plan and Budget]

Draft resolution authorizing adoption of the County Health Services Plan and budget for the 1990-91 fiscal year, including the AB-8 component and the indigent health care component (Medically Indigent Services Program (MISP) and California Healthcare for Indigents Program (CHIP)), application for allocation of \$80,254,168 in funds

Tuesday, October 9, 1990

from the County Health Services Fund of the State and execution of agreement with the State Director of Health Services; and to accept and expend the funds allocated from the County Health Services Fund for the County Health Services Plan and budget of the City and County of San Francisco. (Supervisor Walker presented.) Referred to Finance Committee.

File 100-90-13

[Large Scale Drug Stores]

Resolution establishing a task force to study and to advise the Board of Supervisors on the effect of large retail stores which sell pharmaceutical drugs and personal toiletries ("large-scale drug stores") on neighborhood commercial shopping districts. (Supervisors Alioto and Ward presented.) Referred to Economic and Social Policy Committee)

File 174-90-7

Requests for Hearings

File 20-90-14, By Supervisor Nelder: To consider installation of a cross-walk from the northeast corner of Golden Gate and Parker to the west side of Parker Avenue. Referred to Economic and Social Policy Committee.

File 206-90-4, By Supervisor Kennedy: To consider the circumstances and propriety of the arrest of Margaret Verges at the Housing Authority meeting on September 27, 1990. Referred to City Services Committee.

File 272-90-6, By Supervisor Hallinan: To consider the plans for repair or replacement of the Bay Bridge Terminal Connector. Referred to Economic & Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter of inquiry be sent to the Executive Director of the Housing Authority inquiring into the circumstances and the propriety of the arrest of Margaret Verges at the Housing Authority meeting on September 27, 1990.

By Supervisor Kennedy, that City Attorney prepare legislation establishing a tax on the salaries, wages, commissions or other compensation earned by all persons and entities in San Francisco; that Legislative Analyst perform a study that will evaluate the impact of such a tax; and Budget Analyst perform a study that will evaluate the fiscal impact.

By Supervisor Kennedy, that City Attorney prepare legislation establishing conditions and guidelines for the collection and storage of recyclable materials in new construction.

Tuesday, October 9, 1990

By Supervisor Kennedy, that letter be sent to the City Attorney inquiring whether charges may be brought against the owners of property located in the vicinity of the 300 block of Eddy Street, particularly 364 and 347 Eddy Street, for allowing crack sales to take place on the premises.

By Supervisor Kennedy, that letter be sent to the Chief of Police, inquiring whether concerns raised regarding the sale of crack in the vicinity of the 300 block of Eddy Street, particularly 364 and 347 Eddy Street, may be addressed.

By Supervisor Kennedy, that letter be sent to the Chief of Police inquiring whether concerns raised by David Ward regarding S.F. Wheels Bicycle and Scooter Rentals at 2715 Hyde Street may be addressed.

By Supervisor Kennedy, that letter be sent to the Chief of Police inquiring whether concerns raised by employees of Viacom Cablevision, located at 2055 Folsom Street, may be addressed.

By Supervisor Kennedy, that letter be sent to the Director of the SPCA, inquiring whether concerns raised by Ursula Thrush regarding cats may be addressed.

By Supervisor Kennedy, that letter be sent to the General Manager of the PUC, inquiring whether concerns raised by Daniel Long regarding Muni Bus Line 37 Corbett may be addressed.

By Supervisor Kennedy, that letter be sent to the Civil Service Commission inquiring whether concerns raised by Joel Ford may be addressed, with copy forwarded to the complainant.

By Supervisor Alioto, that letter be sent to the General Manager, Recreation and Park Department inquiring: (1) what alternatives to using golf carts during "tournament" play on city courses have been considered to speed play and increase revenues; (2) what documentation of slow play exists to justify requiring use of carts to speed "tournament" play, e.g. number of complaints, average amount of time used for tournaments when carts are used rather than walking; (3) how many residents will be affected by change in policy requiring use of carts for "tournament" play, how many normally walk rather than use carts, and how many of these walkers are senior citizens over the age of 55.

By Supervisor Gonzalez, that letter be sent to Phil Chin, Director, San Francisco Parking Authority, inquiring whether the San Francisco Parking Authority will immediately implement a security program at 36 Hoff Street, Dunleavy Plaza, through Horizons, Unlimited as requested by the Parking Authority Commission.

By Supervisor Gonzalez, that letter be sent to the Chief of Police inquiring whether he can investigate citizen's complaints regarding the alleged increase in drug violations in the vicinity of 1422 Market Street, between 10th Street and Van Ness Avenue.

Tuesday, October 9, 1990

By Supervisor Gonzalez, that letter be sent to the Deputy Mayor of Public Safety inquiring whether she can investigate citizen's concerns regarding the increase of homeless individuals in the vicinity of 1422 Market Street, between 10th Street and Van Ness Avenue, and whether there is any assistance that can be offered for them.

By Supervisor Gonzalez, that Budget Analyst be requested to prepare a two-page summary of grants the San Francisco Housing Authority has received from the Federal Government for tenant improvements in the last two years, and document their expenditure.

By Supervisor Britt, that letter be sent to Department of Public Works expressing citizen's concerns regarding the timely repair and repainting of lines on city streets, and requesting what their policy is for repainting.

By Supervisor Ward, that letter be sent to Executive Director, Parking and Traffic Department, requesting feasibility of installing a stop sign at Broadway and Davis Street.

By Supervisor Hsieh, that Budget Analyst be requested to conduct inquiry into the Housing Authority's current vacancies on all housing units.

By Supervisor Hsieh, that letter be sent to Department of Public Works inquiring why there has been a blocked sidewalk barricade at 600 block of Kearny Street for over one year, and there being no construction at the vacant site.

By Supervisor Hsieh, that letter be sent to Manager, Bureau of Light, Heat & Power inquiring about out of order street lights at Kearny and Sacramento Streets needing attention.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Robert Dauley (Supervisor Hongisto)
Mabel Smith (Supervisor Kennedy)
Jonathan Malone (Supervisors Maher, Ward, Walker, Britt)
Carlos Nunez (Supervisor Hallinan)

File 2-90-41

Unanimously adopted by a rising vote.

Tuesday, October 9, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 5:21 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 17, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 42

Monday, October 15, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 15, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Ward - 3.

Quorum present.

Supervisor Gonzalez was noted present at 2:18 p.m.

Supervisor Hongisto was noted present at 2:17 p.m.

Supervisor Ward noted present at 2:58 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Monday, May 7, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Alioto, Ward - 2.

CONSENT CALENDAR

Monday, October 15, 1990

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$226,090, Mayor's Office of Community Development, for professional special service contracts (Dispute Resolution Program), permanent salaries, for fiscal year 1990-91. (Supervisor Walker)

File 101-90-19, Ordinance No. 342-90

Finally passed.

[Friends of the Delinquency Prevention Commission Special Fund]
Ordinance amending Administrative Code, establishing a Delinquency Prevention Commission Special Fund to be called the Friends of the Delinquency Prevention Commission for the acceptance and expenditures of monies received to facilitate special programs of the Commission on delinquency prevention. (Delinquency Prevention Commission)

File 97-90-41, Ordinance No. 350-90

(Adds Section 10.117-104.)

Finally passed.

[Hold Harmless Agreement]

Ordinance amending Administrative Code, authorizing the Health Commission to execute hold harmless agreements with San Mateo County when contracting for certain mental health services. (Department of Public Health)

File 97-90-43, Ordinance No. 351-90

(Adds Section 1.38.)

Finally passed.

[Medical Liens]

Ordinance amending Health Code, relating to medical liens on patient third-party claims, and to reimbursement for aid granted. (Treasurer)

File 118-90-6, Ordinance No. 355-90

(Adds Section 124.5;
Amends Section 124.)

Finally passed.

Monday, October 15, 1990

Passed for Second Reading

[Childcare Center - Lease Agreement]

Ordinance authorizing negotiated lease agreement for childcare center at Southeast Community Facility located at 1800 Oakdale Avenue. (Real Estate Department)

File 65-90-5, Ordinance No.

Passed for second reading.

Adopted

[Lease of Real Property]

Resolution authorizing lease of real property at 732 Brannan Street for the District Attorney's Office. (Real Estate Department)

File 64-90-35, Resolution No. 840-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Quincy Norris against the City and County by payment of \$85,000. (City Attorney)

File 45-90-48, Ordinance No.

(United States District Court No. C87-2065 RHS.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County against Lillie M. Hereford by accepting consideration in the total amount of \$88,000 payable in cash and in the form of a lien on real property and discharging said Lillie M. Hereford from further liability. (Treasurer)

File 46-90-17, Ordinance No.

(Superior Court No. 847-252; Legal Division File BDR-9784.)

Passed for second reading.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Monday, October 15, 1990

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Alioto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Welfare Assistance and Administration Fund, Tobacco Tax Fund, Rent Arbitration Board Fund, Work Order Fund, Municipal Railway operating fund, Hospital operating fund and Laguna Honda operating fund, creating sixteen positions, deleting nineteen positions, reflecting budget adjustments for fiscal year 1990-91 resulting from state budget reductions, placing on reserve \$1,728,631 for permanent salaries, overtime and related mandatory fringe benefits, Community Mental Health Services. (Supervisor Walker)

File 101-90-17, Ordinance No. 352-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Public Employment]

Ordinance amending Ordinance No. 288-90 (Annual Salary Ordinance, 1990-91) reflecting the deletion of nineteen positions and the addition of sixteen positions at various departments. (Supervisor Walker)

File 102-90-4, Ordinance No. 353-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

Monday, October 15, 1990

(Supervisor Maher dissenting in Committee.)

[Residential Rent Stabilization and Arbitration Fee]
Ordinance amending the Administrative Code, to increase the
Residential Unit Fee from \$4.00 to \$8.00. (Supervisor Walker)

File 109-90-5, Ordinance No. 354-90

(Amends Section 37A.2.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker,
Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Business/Payroll Expense Tax Changes]
Ordinance amending Part III, Municipal Code, the Business Tax
Ordinance, to increase the registration fee from \$75 to \$150, to
provide for uniform expiration date of registration certificates,
for uniform application dates and for proration of fees, and
clarifying the status of persons who heretofore paid or became
liable for the calendar year 1990 registration fee required by
Section 1007; operative date. (Supervisor Walker)

File 127-90-5.1, Ordinance No. 346-90

(Amends Section 1007.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker,
Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Exemption]
Ordinance amending Part III of the Municipal Code, to delete the
exemption from the real property transfer tax for assumed
indebtedness. (Supervisors Walker, Hallinan)

File 127-90-12, Ordinance No. 357-90

(Amends Section 1102.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker,
Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

Monday, October 15, 1990

[Event Notification]

Ordinance amending Part III, Municipal Code, the Revenue/Business Regulations Code, to require every person, firm or corporation engaged in the business of renting or letting rooms to notify the Tax Collector of the exhibition and sale of goods, wares and merchandise by a transient merchant as defined in Section 251 of this article. (Supervisor Kennedy)

File 127-89-7, Ordinance No. 356-90

(Adds Section 251.1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker - 7.

Noes: Supervisors: Hongisto, Hsieh, Nelder - 3.

Absent: Supervisor Ward - 1.

(Supervisor Walker dissenting in Committee)

[Lease of Property]

Ordinance approving amendment to lease agreement between Pier 39 Limited Partnership and the City and County, operating by and through the Port Commission; adopting findings on mitigation measures and alternative projects; determining to proceed with the project based on implementation of mitigation measures and overriding considerations. (Supervisors Maher, Alioto, Gonzalez, Hsieh, Ward, Nelder)

File 65-90-6.1, Ordinance No. 349-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Noes: Supervisor Walker - 1.

Absent: Supervisor Ward - 1.

Recommendation of Economic and Social Policy Committee

Consideration Continued

(Supervisor Ward dissenting in Committee.)

(Supervisors Alioto and Hongisto excused from voting.)

Monday, October 15, 1990

[Condominium Conversions]

Ordinance amending the Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the ground that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396;
Adds Subdivision Code Section 1396B.)

(Categorically exempt from environmental review)

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to November 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Excused: Supervisors Alioto, Hongisto - 2.

Absent: Supervisor Ward - 1.

From the Clerk

Adopted

[Reduction in Health Services]

Resolution determining which proposed reductions in health services will and will not have detrimental impact on the health care needs of the indigents of the county.

File 30-90-10, Resolution No. 838-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher, Nelder - 5.

NEW BUSINESS

Monday, October 15, 1990

Recommendations of Finance Committee

Rereferred to Committee

[Garage Lease Documents]

Ordinance approving and adopting Lombard Street Garage legal documents and authorization to lease. (Department of Parking and Traffic)

File 47-90-12, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Maher, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Gonzalez, Ward - 2.

Adopted

[Acquisition of Property]

Resolution authorizing acquisition of City and County Assessor's Parcels Block 322, Lots 5 and 6, 560-570 Ellis Street site for proposed Tenderloin Recreation Center; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 84-90-3, Resolution No. 841-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Earthquake Hazard Mitigation Grants]

Resolution authorizing the Chief Administrative Officer, as local Hazard Mitigation Coordinator, to apply for Hazard Mitigation Grant Funds. (Supervisor Walker)

File 133-90-2, Resolution No. 842-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Monday, October 15, 1990

[Federal Funding]

Resolution approving expenditure of Refugee funds in the amount of \$368,083 and authorizing the President of the Private Industry Council of San Francisco, Inc., to sign, to enter into and to execute the State contract for the use of Refugee Targeted Assistance Program VII Funds; retroactive to February 1, 1990. (Private Industry Council)

File 156-90-2, Resolution No. 843-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Federal Funding]

Resolution approving expenditure of Refugee funds in the amount of \$312,063 and authorizing the President of the Private Industry Council of San Francisco, Inc., to sign, enter into and execute the State contract for the use of Refugee Employment Social Services Funds; retroactive to January 1, 1990. (Private Industry Council)

File 156-90-3, Resolution No. 844-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Federal Funding]

Resolution approving expenditure of Refugee funds in the amount of \$37,175 and authorizing the President of the Private Industry Council of San Francisco, Inc., to sign, to enter into, and execute the State contract for the use of the Mutual Assistance Association Incentive Funds; retroactive to July 1, 1990. (Private Industry Council)

File 156-90-4, Resolution No. 845-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Monday, October 15, 1990

[Jurisdictional Transfer]

Resolution transferring jurisdiction from the Recreation and Park Department to the Public Health Department of a portion of McKinley Square designated as Lot 3 in Block 4091 in exchange for the transfer from the Public Health Department to the Recreation and Park Department of the Park Emergency Hospital Facility on Stanyan Street in Block 1700; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 199-90-2, Resolution No. 846-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading as Amended

[Utility Shutoff]

Ordinance amending Housing Code, relating to earthquake emergency guidelines, providing for the identification of utility shutoff devices and relating to retroactivity. (Supervisors Gonzalez, Kennedy)

[Utility Shutoff] Ordinance amending Part II, Chapter XII of the San Francisco Municipal Code (Housing Code) relating to earthquake emergency guidelines by adding Section 712 providing for the identification of utility shutoff devices and by amending Section 206 relating to retroactivity; and adopting findings.

File 125-90-1, Ordinance No.

(Adds Section 712;
Amends Section 206.)

Supervisor Gonzalez, seconded by Supervisor Nelder, moved an amendment of the whole entitled: [Utility Shutoff] Ordinance amending Part II, Chapter XII of the San Francisco Municipal Code (Housing Code) relating to earthquake emergency guidelines by adding Section 712 providing for the identification of utility shutoff devices and by amending Section 206 relating to retroactivity; and adopting findings.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Monday, October 15, 1990

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendation of Administration and Oversight Committee

Consideration Continued

[Budget Analyst Contract]

Motion exercising the option set forth in the agreement between the Board of Supervisors and the Harvey M. Rose Accountancy Corporation Certified Public Accountants/Stanton Jones and Associates/Debra A. Newman/Wallace, Mah & Co., Rodriquez, Perez & Company Certified Public Accountants, Joint Venture, to extend the term of the agreement from January 1, 1991 to December 31, 1991.
(Administration and Oversight Committee)

File 98-90-1

Supervisor Kennedy, seconded by Supervisor Walker, moved to continue consideration to October 29, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Noes: Supervisors Gonzalez, Hsieh, Nelder - 3.

Absent: Supervisor Hongisto - 1.

Called out of Finance Committee
By Supervisor Hongisto

Consideration Continued

[Hotel Occupancy Tax]

Ordinance amending Part III, Municipal Code, imposing a tax on the rent for every occupancy of a guest room in a hotel, which would increase the rate of the hotel occupancy tax from 11 percent to 13 percent, effective November 1, 1990. (Supervisor Hongisto)

File 127-90-10, Ordinance No.

(Adds Section 502.7.)

Supervisor Hongisto, seconded by Supervisor Walker, moved to continue consideration to November 13, 1990.

Monday, October 15, 1990

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hongisto, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Gonzalez, Hsieh, Maher, Nelder - 5.

SPECIAL ORDER - 3:00 P.M.

Hearing Held .

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for gas and electric services at 2981 26th Street ordered to be rendered by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund.

File 41-90-8

(Total Cost \$232.78.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Department of Public Works

Adopted

[Assessment of Cost]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for gas and electric services at 2981 26th Street ordered to be rendered by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund.

File 41-90-8, Resolution No. 839-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, October 15, 1990

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to November 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From the Clerk

Consideration Continued

(Only one of the following two motions should be adopted.)

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to November 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

Monday, October 15, 1990

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to November 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

Supervisor Walker, seconded by Supervisor Kennedy, moved to continue consideration to November 13, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

PUBLIC COMMENT

The President inquired whether any member of the public wished to speak. There being no response, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Tabled

[Zoning Map Amendment]

Resolution extending to November 7, 1990 the time for the City Planning Commission to render its decision on the reclassification of certain properties in the Bernal Heights Area initiated by the Board of Supervisors. (Supervisors Maher, Walker)

File 36-89-5.4, Resolution No.

(October 9, 1990 - Introduced in Board for consideration
on October 15, 1990.)

Supervisor Maher, seconded by Supervisor Hsieh, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Zoning Map Amendment]

Resolution extending to November 7, 1990 the time for the City
Planning Commission to render its decision on amending the San
Francisco Zoning Map to establish boundaries for the Bernal Heights
Special Use District initiated by the Board of Supervisors.
(Supervisors Maher, Walker)

File 36-90-3.2, Resolution No.

(October 9, 1990 - Introduced in Board for consideration
on October 15, 1990.)

Supervisor Maher, seconded by Supervisor Hsieh, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Text Amendment]

Resolution extending to November 7, 1990 the time for the City
Planning Commission to render its decision on an amendment to the
City Planning Code initiated by the Board of Supervisors to
establish the Bernal Heights Special Use District and impose
restrictions on property within that district. (Supervisors Maher,
Walker)

File 81-90-1.3, Resolution No.

(October 9, 1990 - Introduced in Board for consideration
on October 15, 1990.)

Supervisor Maher, seconded by Supervisor Hsieh, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Monday, October 15, 1990

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-42, Resolution No. 835-90

(Mrs. Joseph D. Cuneo, Trustees, War Memorial Board of Trustees, November 5 - 19; Sharon B. Duvall, member, Airports Commission, October 13 - 18; Allen C. Haile, member, Social Services Commission, October 22 - November 2; Peter Jamero, Executive Director, Human Rights Commission, October 7 - 10; Frank M. Jordan, Chief of Police, October 5 - 10; Eddie Powell, member, Film and Video Arts Commission, November 8 - 21; Fred A. Rodriguez, member, Board of Education, September 28 - 30; Robert B. Wilhelm, member, Film and Video Arts Commission, October 13 - 24 and November 24 - December 5; 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Alamo Square/Buena Vista North Special Use District]

Resolution extending to December 1, 1990, the time for the City Planning Department to render its decision on an amendment to the City Planning Code initiated by the Board of Supervisors to establish the Alamo Square/Buena Vista North Special Use District.

File 81-90-2.1, Resolution No. 837-90

Supervisor Kennedy presented.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of Shotwell Street.

File 42-90-42, Resolution No. 836-90

Supervisor Gonzalez presented.

Adopted.

Monday, October 15, 1990

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Bernal Heights Special Use District]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by adding Section 242 to establish the Bernal Heights Special Use District and impose restrictions on property within that District, including height, setback, rear yard, parking, curb cuts, garage door width, and demolition of residential structures and by adding Sections 134, 252.1 and by amending Sections 102, 132, 154, 155 and Table 151 of Section 151 to provide reference to Section 242 of this Code. (Supervisors Maher and Walker presented.) Referred to Economic and Social Policy Committee.

File 81-90-4

[Reclassification of Property]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by amending the Zoning Map of the City and County of San Francisco for certain properties in the Bernal Heights Area generally bounded in the north and east area by Army, Folsom and Powhattan Streets; in the northwest area by Folsom and Courtland Streets; and in the Holly Park Area by Alemany and Courtland Streets; and to reclassify these properties from RH-2 to RH-1 and from RH-3 to RH-2. (Supervisors Maher and Walker presented.) Referred to Economic and Social Policy Committee.

File 36-90-6

[Bernal Heights SUD Map Change]

Ordinance amending the San Francisco Zoning Map to establish the boundaries for the Bernal Heights Special Use District. (Supervisors Maher and Walker presented.) Referred to Economic and Social Policy Committee.

File 36-90-5

Monday, October 1, 1990

[Cable Television Franchise Revisions]
Ordinance amending Ordinance No. 105-64 by amending Section 8, relating to cable television franchise, by deleting matching fund requirement for public access funding. (Supervisor Britt presented.) Referred to Finance Committee.

File 32-90-3

[State grant]
Resolution rescinding Resolution No. 723-90 and authorizing the San Francisco Department of Public Health, Community Public Health Services, Family Health, CHDP, to augment and expend funds in the total amount of \$200,716 from the State Department of Health Services for Child Health and Disability Prevention Services. (Supervisor Walker presented.) Referred to Finance Committee.

File 146-90-63.1

Called Out of Committee

[BART Extension to Airport]
Resolution affirming support for an extension of the Bay Area Rapid Transit District (BART) directly into the airline terminals at the San Francisco International Airport. Called out of Economic and Social Policy Committee by Supervisor Maher; scheduled for consideration by the Board on October 22, 1990.

File 80-90-2

Request for Hearing

File 107-90-5, By Supervisor Walker: To consider quarterly report on the Fraud Early Detection Program dated October 12, 1990. Referred to Finance Committee.

File 47-90-13, By Supervisor Maher: To consider the proposal by the Parking and Traffic Department regarding the additional signage on the Lombard Street garage. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to the General Manager of the Municipal Railway inquiring whether MUNI bus #83 may be re-routed west of Van Ness on Jackson, in response to correspondence from Arthur Roth.

By Supervisor Alioto, that letter be sent to the Director of Public

Monday, October 15, 1990

Works inquiring regarding the status of a request for the placement of a crosswalk at the northeast corner of Golden Gate and Parker to the west side of Parker, in response to correspondence from John Lo Schiavo, S.J.

By Supervisor Hallinan, that City Attorney prepare legislation amending Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) Section 1124 to reflect that no person, business, firm, partnership, association, cooperative, corporation or other entity licensed by the City and County of San Francisco which operates a taxicab service shall cause or permit a person other than an individual permit holder or an employee of the person, business firm, partnership, association, cooperative, corporation or other entity to drive a taxicab for or on behalf of any person, business, firm partnership, association, cooperative, corporation or other entity, and to stipulate that the Police Commission shall have the authority and responsibility to investigate any alleged violation of this Ordinance and the permit or permits of any person, business, firm, partnership, association, cooperative, corporation or other entity or natural person which violates this Ordinance shall be rescinded and ordered revoked by the Police Commission for good cause shown.

By Supervisor Kennedy, that letter be sent to Police Commission inquiring whether an update on its processing and review of cases arising from the Castro Street sweep last October may be provided to the Board of Supervisors.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Lillie Capiti (Supervisor Kennedy)
Ada Gray (Supervisor Kennedy)
Edward Hambrick (Supervisor Kennedy)
Emma Leon (Supervisor Kennedy)
Ruth Grant (Supervisor Kennedy)

File 2-90-42

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:14 p.m. adjourned.

John L. Taylor, Clerk

Monday, October 15, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 1, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 43

Monday, October 22, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 22, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:15 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Kennedy - 3.

Quorum present.

Supervisor Alioto was noted present at 2:16 p.m.

Supervisor Hongisto was noted present at 2:20 p.m.

Supervisor Kennedy excused, on official leave of absence. (See infra.)

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, May 14, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Childcare Center - Lease Agreement]
Ordinance authorizing negotiated lease agreement for childcare center at Southeast Community Facility located at 1800 Oakdale Avenue. (Real Estate Department)

File 65-90-5, Ordinance No. 360-90

Finally passed.

Adopted

[Immediate Filling]
Resolution approving immediate filling of one position
Classification 7136 Water Shops and Equipment Superintendent, Water Department, Public Utilities Commission. (Public Utilities Commission)

File 31-90-6, Resolution No. 853-90

Adopted.

[Immediate Filling]
Resolution approving immediate filling of one position
Classification 6252 Line Inspector, Bureau of Light, Heat and Power, Public Utilities Commission. (Public Utilities Commission)

File 31-90-7, Resolution No. 854-90

Adopted.

[Immediate Filling]
Resolution approving immediate filling of one position
Classification 7254 Automotive Machinist Supervisor I, Water Department, Public Utilities Commission. (Public Utilities Commission)

File 31-90-8, Resolution No. 855-90

Adopted.

Monday, October 22, 1990

[Acceptance of a Gift]

Resolution accepting a gift of computer equipment, valued at \$16,114, from Apple Computer Corporation, for use by the Recreation and Park Department (Harvey Milk Recreational Arts Building). (Recreation and Park Department)

File 38-90-15, Resolution No. 856-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Quincy Norris against the City and County by payment of \$85,000. (City Attorney)

File 45-90-48, Ordinance No. 359-90

(United States District Court No. C87-2065 RHS.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County against Lillie M. Hereford by accepting consideration in the total amount of \$88,000 payable in cash and in the form of a lien on real property and discharging said Lillie M. Hereford from further liability. (Treasurer)

File 46-90-17, Ordinance No. 358-90

(Superior Court No. 847-252; Legal Division File BDR-9784.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Parking Regulations]

Resolution enacting parking regulations, various streets. (Economic and Social Policy Committee)

File 19-90-12, Resolution No. 849-90

(Green Zone Time Extension, Monday Through Saturday,
6:00 P.M. - 9:00 P.M. - Establish

Franklin Street, east side, from 88 feet to 120 feet south of
Lombard Street (32-foot zone).

No Parking Except for Mobile Recycling Unit, 9:00 A.M. - 2:00 P.M., Saturday - Establish
Powell Street, west side, from John Street to 100 feet north (100-foot zone).

No Parking Anytime - Establish
Carolina Street, north side, between Wisconsin Street and Coral Road.

Bryant Street, frontage road, north side, from First Street to 368 feet east (368-foot zone).

Parking Meter Area "2" - Extend
Folsom Street, both sides, between Spear and Steuart Streets.

Parking Meter Area "3" - Extend
Noriega Street, both sides, between Thirtieth and Thirty-Third Avenues.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations, various locations.
(Economic and Social Policy Committee)

File 20-90-12., Resolution No. 850-90

(Tow-Away, No Stopping Anytime - Establish
Dellbrook Avenue, west side, from La Avanzada to 35 feet south (35-foot extension to existing tow-away zone).

Tow-Away, No Stopping, 4:00 P.M. to 6:00 P.M., Monday Through Friday - Establish
Franklin Street, west side, between California and Sacramento Streets.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulation on Claude Lane and requiring a report from the Department of Parking and Traffic by October 15, 1992, regarding the effect of this street closing. (Economic and Social Policy Committee)

File 20-90-13, Resolution No. 851-90

(Street Closed to Vehicular Traffic, 10:00 A.M. to 3:00 P.M., Everyday - Establish

Claude Lane, between Bush and Sutter Streets.)

Adopted.

Monday, October 22, 1990

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding Fifteenth Avenue, between Lake Street and the south property line of the Presidio, both sides; Geary Boulevard, between Twelfth Avenue and Funston Avenue, south side; and Lake Street, between Fourteenth and Fifteenth Avenues, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking & Traffic)

File 40-90-18, Resolution No. 857-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Consideration Continued

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Increase]

Ordinance amending Article 12C of Part III, Municipal Code, imposing a real property transfer tax, to increase the real property transfer tax rate from \$2.50 for each \$500 of consideration or value to \$5.00 for each \$500 of consideration or value for transactions in which the consideration exceeds \$300,000. (Supervisor Walker)

File 127-90-4, Ordinance No.

(Amends Section 1102.)

(September 17, 1990 - Refused Passage for Second Reading;
September 27, 1990 - Returned by Mayor, requesting

reconsideration;

October 1, 1990 - Referred to Finance Committee with
direction to report back to the Board on
October 22, 1990;

October 17, 1990 - Amended in Committee.)

Supervisor Walker, seconded by Supervisor Gonzalez, moved to continue consideration to October 29, 1990.

Monday, October 22, 1990

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Utility Shutoff]

Ordinance amending Housing Code, relating to earthquake emergency guidelines, providing for the identification of utility shutoff devices and relating to retroactivity; and adopting findings. (Supervisors Gonzalez, Kennedy)

File 125-90-1, Ordinance No. 361-90

(Adds Section 712;
Amends Section 206.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading as Amended

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by the City and County to San Francisco Unified School District, a political subdivision of the State of California, for twenty-four school properties and accepting a quitclaim deed to eleven properties used by other City departments from San Francisco Unified School District; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 203-90-2, Ordinance No.

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole (containing Prop M findings) bearing same as above.

Amendment of the whole adopted by the following vote:

Monday, October 22, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

Adopted

[Emergency Water Purchase]

Resolution approving emergency expenditure of \$3 million dollars for the purchase and transfer of water from Placer County Water Agency to San Francisco Water Department. (Public Utilities Commission)

File 28-90-19, Resolution No. 852-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Grant - Federal Funds]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$500,000 made available through the Office for Substance Abuse Prevention for a project entitled "The Community Partnership Program"; placing \$318,093 on reserve; providing for ratification of action previously taken. (Mayor)

File 68-90-16, Resolution No. 858-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Nelder, Walker, Ward - 7.

Noes: Supervisor Maher - 1.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Consideration Continued

[Acquisition of Property]

Resolution authorizing the City and County to execute an assignment of purchase option agreement from the Redevelopment Agency and

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authorizing acquisition of City and County Assessor's Parcel Block 694, Lot 4, 1001 Polk Street (Department of Social Services homeless multi-purpose service center), and to adopt findings pursuant to City Planning Code Section 101.1. (Supervisor Walker)

File 84-90-4, Resolution No.

Supervisor Walker, seconded by Supervisor Maher, moved to continue consideration to October 29, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Adopted

(Supervisor Maher dissenting in Committee.)

[Grant - Federal through State]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant up to the amount of \$1,312,923 from the United States Department of Health and Human Services/Alcohol, Drug and Mental Health Administration/Office for Treatment Improvement through the State of California, Department of Alcohol and Drug Programs to enhance existing drug abuse treatment programs in order to provide services to critical populations; placing \$215,365 on reserve; providing for ratification of action previously taken. (Mayor)

File 146-90-73, Resolution No. 859-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$283,000 from the State Office of Mental Health for consultation education and information services; this is an addendum to the City and County Short-Doyle Plan for Mental Health Services in fiscal year 1990-91, Part A; providing for ratification of action previously taken. (Mayor)

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File 146-90-74, Resolution No. 860-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kennedy - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$36,911 from the State Office Department of Mental Health for primary prevention in the schools project; providing for ratification of action previously taken. (Mayor)

File 146-90-75, Resolution No. 861-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kennedy - 1.

[Grant Application]

Resolution authorizing the Department of Social Services to apply for, accept and expend a grant from the California Youth Authority in the amount of \$30,000 to provide a portion of the the salary of a child welfare worker in the homeless youth unit in the Family and Children's Service Division; providing for ratification of action previously taken. (Department of Social Services)

File 153-90-5, Resolution No. 862-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Recommendations of City Services Committee

Passed for Second Reading

[Recycling Center Permit]

Ordinance approving a permit for continuation of operating a neighborhood recycling center outside of Kezar Stadium press parking area at the corner of Arguello Boulevard and Frederick Street, San Francisco, California. (Recreation and Park Department)

File 193-90-14, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Adopted

[Street Artist]

Resolution designating temporary downtown area selling spaces for street artists certified by the Art Commission, for the Christmas Season 1990, beginning on November 15, 1990 and ending on January 15, 1991. (Art Commission)

File 169-90-2, Resolution No. 863-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Adopted

[Evaluation and Intensive Treatment Facilities]

Resolution designating 72-hour evaluation and 14-day intensive treatment facilities, pursuant to the Welfare and Institutions Code Sections 5150 and 5250 ET. SEQ., and specifying the responsibilities of such facilities as specified by San Francisco Division of Mental Health, Substance Abuse and Forensic Services; the authorized facilities are Kaiser Permanente, Langley Porter Psychiatric Institute, San Francisco General Hospital, Seton Medical Center, St. Mary's Hospital and Medical Center, Pacific Presbyterian Medical Center, St. Francis Memorial Hospital, Mt. Zion Community Crisis Services, Mt. Zion Hospital and Medical Center, and St. Luke's Hospital. (Department of Public Health)

File 172-90-19, Resolution No. 864-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

(Supervisor Nelder dissenting in Committee.)

[Patrol Officers]

Resolution urging the Mayor to urge the Police Commission to identify jobs currently held by uniformed officers that could be filled by civilians; to create new civilian categories for conducting non-emergency evidence collecting and reporting; soliciting comments and suggestions from citizen and merchant groups to further public safety in innovative ways. (Supervisors Maher, Alioto, Hongisto)

File 207-90-5, Resolution No. 866-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Kennedy - 1.

[Attorney General's Research Advisory Panel]

Resolution urging the California Attorney General to publish and disseminate the commentary section of the Twentieth Annual Report (1989) of the Research Advisory Panel created by the State Legislature to study drug abuse and possible remedies. (Supervisor Hallinan)

File 261-90-1, Resolution No. 867-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Service Stations]

Ordinance amending Planning Code, to provide that certain service stations in residential districts may continue as legal nonconforming uses and providing for the issuance of conditional use authorizations for expansion or intensification of service station operations. (Supervisors Hallinan, Walker)

File 115-90-5, Resolution No.

(Adds Section 187-1.)

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(Approved by City Planning Commission Resolution No. 12003)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Adopted

(Supervisor Kennedy dissenting in Committee.)

[Proposition 128 - "Big Green"]

Resolution endorsing State Proposition 128, the Environmental Protection Act of 1990, known as "Big Green". (Supervisors Walker, Britt, Alioto, Gonzalez, Hallinan, Hongisto)

File 12-90-26, Resolution No. 848-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Called out of Economic and Social Policy Committee
by Supervisor Maher

Adopted

[BART Extension to Airport]

Resolution affirming support for an extension of the Bay Area Rapid Transit District (BART) directly into the airline terminals at the San Francisco International Airport. (Supervisors Nelder, Gonzalez, Alioto, Hallinan, Ward, Hsieh, Kennedy)

File 80-90-2, Resolution No. 872-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Noes: Supervisors Britt, Walker - 2.

Absent: Supervisor Kennedy - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dr. Nancy Cross
Jan Apple
Dehnert Queen

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-43, Resolution No. 847-90

(Willie B. Kennedy, member, Board of Supervisors, November 17 - 19 and December 1 - 6; Doris M. Ward, member, Board of Supervisors, November 17 - 20; Michael P. Huerta, Executive Director, Port, October 17 - 26; Patrick A. Murphy, member, Airports Commission, October 17 - 27, 1990.)

Adopted.

[Hold Harmless Agreement]

Resolution authorizing the Registrar of Voters to execute a hold harmless agreement as part of a permit for use of San Francisco Unified School District buildings in connection with the November 6, 1990 General Election. (Supervisor Ward)

File 172-90-29, Resolution No. 865-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Walker - 6.

Absent: Supervisors Hongisto, Kennedy, Maher, Nelder, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

Monday, October 22, 1990

[Business and Payroll Expense Tax Increase]

Ordinance amending Article 12-A of Part III of the San Francisco Municipal Code (Payroll Expense Tax Ordinance) by amending Section 903.1 thereof, to increase the rate of payroll expense tax; amending Article 12-B of Part III of the San Francisco Municipal Code (Business Tax Ordinance) by amending Section 1004.17 thereof, to increase the rate of business tax; repealing Ordinances 250-89 and 251-89 and portions of Ordinances 357-88 and 358-88; operative date. (Supervisor Hongisto presented.) Referred to Finance Committee.

File 127-90-13

[Taxi Rates]

Draft ordinance amending Part II, Chapter VIII, Article 16 of the San Francisco Municipal Code (Police Code) by adding Section 1135.1 thereto, establishing a temporary fare surcharge for taxicabs due to unexpected and drastic increases in gasoline prices caused by the current Middle East crisis, providing a termination date and making findings of legislative emergency. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee with request it be considered as soon as possible.

File 121-90-9

[Moratorium on Pawnshops]

Ordinance amending the San Francisco Municipal Code, Part II, Article 28 (Police Code) by adding Section 2825 thereto, providing a moratorium on the granting of pawnshop permits in the Mission and Ingleside Police Districts. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 121-90-8

[Government Funding]

Ordinance appropriating \$20,832 for rental of property and rescinding \$20,832 from permanent salaries, Mayor's Office for Fiscal Year 1990-91. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 31, 1990, meeting.

File 101-90-24

[Grant Applications]

Ordinance amending Part I, Chapter 10 of the San Francisco Administrative Code by amending Sections 10.170, 10.170-2 and 10.170-4 thereof, to exclude the requirement, with some exceptions, that the Board of Supervisors be required to approve applications for grants by City officers, employees, boards or commissions. (Supervisor Walker presented.) Referred to Finance Committee.

File 97-90-56

[Tropical Hardwood Ban]

Ordinance amending the San Francisco Administrative Code by Adding Chapter 12I thereto, to prohibit the use, requisition or purchase, directly or indirectly, by any City or County Department or Agency, of any tropical hardwoods or tropical hardwood products. (Supervisors Walker and Alioto presented.) Referred to Economic and Social Policy Committee with request it be considered as soon as possible.

File 97-90-55

[Moshulu - San Francisco Port]

Resolution supporting the return of the Moshulu to San Francisco, and urging the Mayor to urge the Port Commission to seek funding to tow the Moshulu from the Delaware River to San Francisco and berth the Moshulu at a designated pier suitable for recreational and business meeting activities. (Supervisor Walker presented.) Referred to City Services Committee.

File 173-90-2

[Log Cabin Ranch School Contract Authorization]

Resolution authorizing the Juvenile Probation Department through the Chief Probation Officer to secure contracts for construction work and non-construction services with the City and County of San Francisco, other government agencies and private industry for youth at Log Cabin Ranch School. (Supervisor Walker presented.) Referred to Finance Committee.

File 172-90-31

Referred to Board

[Fuel Price Swap Agreement]

Resolution authorizing the Purchaser to enter into fuel price swap agreements for the remainder of Fiscal Year 1990-1991 and to trade thereunder, declaring that an actual emergency exists, and authorizing the Purchaser to enter into these agreements in the most expeditious manner possible, and urging the Public Utilities Commission and the Mayor to transfer any funds necessary to carry out the intent of this resolution. (Supervisor Walker presented.) Referred to Board October 29, 1990, Immediate Adoption Calendar.

File 172-90-30

Referred to Committee

[ABAG Memorandum of Understanding]

Resolution approving participation in a Memorandum of Understanding with the Association of Bay Area Governments and member counties to create an Advisory Hazardous Waste Management Facility Allocation Committee. (Supervisor Kennedy presented.) Referred to Administration and Oversight Committee.

File 93-90-24

Monday, October 22, 1990

[Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the conversion of an existing four story (over basement) office building to an emergency shelter (225 beds) for homeless men and women and the acquisition of City and County of San Francisco Assessor's Parcel Block 694, Lot 4 for the property located at 1001 Polk Street/1000 Geary Street, will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 24, 1990, Special Meeting.

File 84-90-4.1

[Disposition and Development Agreement]

Resolution authorizing and approving execution of a disposition and development agreement for Blocks 5731, 5732, 5733, 5733-A (Lot 1) and 5734 (Lot 1) commonly known as the Farmers' Market. (Supervisor Walker presented.) Referred to Finance Committee.

File 65-90-7

[Sublease of Real Property]

Resolution authorizing sublease of real property at 1390 Market Street for the Mayor's Office. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the October 31, 1990, meeting.

File 64-90-40

[Embarcadero Child Care Site]

Resolution declaring a statement of policy that the parcel of land bounded by Washington, Drumm, Battery and Clay remain zoned "P" for Public Use; and urging the Chief Administrative Officer, and urging the Mayor to urge the City Planning Commission to plan the integration of a child care center into all feasibility and development studies of the downtown C-3 area. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 43-90-3

Referred to Board

[Photoscape 91]

Resolution endorsing Photoscape 91 and urging the Mayor to declare May 31 through June 7, 1991, Photoscape 91 Week in San Francisco. (Supervisor Alioto presented.) Referred to Board October 29, 1990, Immediate Adoption Calendar.

File 4-90-36

Request for Hearing

File 207-90-9, By Supervisor Gonzalez: To consider the efficacy or lack of efficacy of the City's 911 Emergency Dispatch System and whether the Controller or Budget Analyst should conduct a management review and audit. Referred to City Services Committee with request it be considered as soon as possible.

File 172-90-30.1, By Supervisor Walker: To consider the policy issues involved in the practice of "fuel price swapping" for the purpose of taking advantage of current prices for commodities such as gasoline, oil, pharmaceuticals, etc. for which there is good reason to believe may be experiencing significant increases over the next months. Referred to Finance Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to Acting Director of the Department of Public Health, inquiring regarding the status of the proposal to turn away patients at San Francisco General Hospital who have outstanding bills of \$100.00 or more.

By Supervisor Kennedy, that City Attorney prepare legislation to require that owners/tenants of commercial property which have a direct entrance to the premises from the abutting public sidewalk be responsible for ensuring that the abutting sidewalk be clean of litter.

By Supervisor Walker, that letter be sent to the Small Business Commission inquiring whether they have any comments or suggestions on the proposed Video Display Terminal Worker Safety Ordinance (City Services Committee, File 118-90-5).

By Supervisor Walker, that City Attorney advise whether the Transportation Policy Group is subject to Brown Act requirements.

By Supervisor Walker, that City Attorney prepare legislation to increase the California Academy of Sciences' general admission rates.

By Supervisor Walker, that Budget Analyst respond to specific inquiries regarding Mission Bay.

Monday, October 22, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 3:21 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, October 22, 1990

Approved by the Board of Supervisors on July 8, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Monday, October 29, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 29, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Noted absent at first roll call:

Supervisors Hongisto, Maher, Ward - 3.

Quorum present.

Supervisor Hongisto was noted present at 2:24 p.m.

Supervisor Maher was noted present at 2:14 p.m.

Supervisor Ward was noted present at 2:17 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, May 21, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Monday, October 29, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Lease of Property]

Resolution authorizing lease of real property at 1145 Market Street, 6th Floor, for the Public Utilities Commission's Utilities Engineering Bureau (UEB). (Real Estate Department)

File 64-90-36, Resolution No. 878-90

Adopted.

[Lease of Property]

Resolution authorizing lease of real property at 1145 Market Street, 4th Floor, for the Public Utilities Commission's Municipal Railway Fleet Engineering and Signal System Section. (Real Estate Department)

File 64-90-37, Resolution No. 879-90

Adopted.

[Lease of Property]

Resolution authorizing lease of real property at 1145 Market Street, 4th Floor, for the Chief Administrative Officer's Solid Waste Management Program. (Real Estate Department)

File 64-90-39, Resolution No. 880-90

Adopted.

Recommendation of City Services Committee

Finally Passed

[Recycling Center Permit]

Ordinance approving a permit for continuation of operating a neighborhood recycling center outside of Kezar Stadium press parking area at the corner of Arguello Boulevard and Frederick Street, San Francisco, California. (Recreation and Park Department)

File 193-90-14, Ordinance No. 363-90

Finally passed.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Service Stations]

Ordinance amending Planning Code, to provide that certain service stations in residential districts may continue as legal nonconforming uses and providing for the issuance of conditional use authorizations for expansion or intensification of service station operations. (Supervisors Hallinan, Walker)

File 115-90-5, Resolution No. 362-90

(Adds Section 187-1.)

(Approved by City Planning Commission Resolution No. 12003.)

Finally passed.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Edra Schaeffer and Heidi Schaeffer against the City and County by payment of \$6,250. (City Attorney)

File 45-90-47, Ordinance No.

(Municipal Court No. 014-284.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Bonnie Piersol against the City and County by payment of \$7,750. (City Attorney)

File 45-90-49, Ordinance No.

(Municipal Court No. 039-620.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Henderson against the City and County by payment of \$10,000. (City Attorney)

File 45-90-50, Ordinance No.

Monday, October 29, 1990

(USDS Court No. C87-1971 and Superior Court No. 867-802.)

Passed for second reading.

[Settlement of Claim]

Resolution authorizing settlement of the unlitigated claim of Georgia F. McLaughlin by payment of \$20,000. (City Attorney)

File 48-90-21, Resolution No. 876-90

Adopted.

Adopted

[Settlement of Claim]

Resolution authorizing settlement of the unlitigated claim of Pacific Gas & Electric Company by payment of \$7,500. (City Attorney)

File 48-90-22, Resolution No. 877-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of classification 2998 in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-13, Resolution No. 881-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Passed for Second Reading

[Garage Lease Documents]

Ordinance approving and adopting Lombard Street Garage legal documents and authorization to lease. (Department of Parking and Traffic)

File 47-90-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Refused Passage for Second Reading

(Supervisor Maher dissenting in Committee.)

[Real Property Transfer Tax Increase]

Ordinance amending Article 12C of Part III, Municipal Code, imposing a real property transfer tax, to increase the real property transfer tax rate from \$2.50 for each \$500 of consideration or value to \$5.00 for each \$500 of consideration or value for transactions in which the consideration exceeds \$300,000. (Supervisor Walker)

File 127-90-4, Ordinance No.

(Amends Section 1102.)

(September 17, 1990 - Refused Passage for Second Reading;

September 27, 1990 - Returned by Mayor, requesting reconsideration;

October 1, 1990 - Referred to Finance Committee with direction to report back to the Board on October 22, 1990;

October 17, 1990 - Amended in Committee;

October 22, 1990 - Consideration continued to October 29, 1990.)

Refused passage for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Walker - 3.

Noes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Finally Passed

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by the City and County to San Francisco Unified School District, a political subdivision of the State of California, for twenty-four school properties and accepting a quitclaim deed to eleven properties used by other City departments from San Francisco Unified School District; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

Monday, October 29, 1990

File 203-90-2, Ordinance No. 364-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

[Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the conversion of an existing four story (over basement) office building to an emergency shelter (225 beds) for homeless men and women and the acquisition of City and County Assessor's Parcel Block 694, Lot 4 for the property located at 1001 Polk Street/1000 Geary Street, will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 84-90-4.
(Supervisor Walker)

File 84-90-4.1, Resolution No. 870-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh - 2.

Absent: Supervisor Nelder - 1.

[Acquisition of Property]

Resolution authorizing the City and County to execute an assignment of purchase option agreement from the Redevelopment Agency and authorizing acquisition of City and County Assessor's Parcel Block 694, Lot 4, 1001 Polk Street (Department of Social Services homeless multi-purpose service center), and to adopt findings pursuant to City Planning Code Section 101.1; companion measure to File 84-90-4.1. (Supervisor Walker)

File 84-90-4, Resolution No. 871-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hongisto, Hsieh - 2.

Absent: Supervisor Nelder - 1.

Recommendation of Administration and Oversight Committee

Consideration Continued

[Budget Analyst Contract]

Motion exercising the option set forth in the agreement between the Board of Supervisors and the Harvey M. Rose Accountancy Corporation Certified Public Accountants/Stanton Jones and Associates/Debra A. Newman/Wallace, Mah & Co., Rodriquez, Perez & Company Certified Public Accountants, Joint Venture, to extend the term of the agreement from January 1, 1991 to December 31, 1991.
(Administration and Oversight Committee)

File 98-90-1

Supervisor Kennedy, seconded by Supervisor Walker, moved to continue consideration to November 5, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$537,000, Recreation and Park Department, for permanent salaries-miscellaneous, temporary salaries, related mandatory fringe benefits and the creation of eight positions; subject of previous budgetary denial (Sharon Arts Studio and swimming pools). (Controller)

File 101-90-20, Ordinance No.

(This item is the subject of previous budgetary denial; requires 8 votes for passage, pursuant to Charter Section 6.306.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1990-91, Recreation and Park Department, reflecting the restoration of eight positions (Classification 3260 Crafts Instructor); companion measure to File 101-90-20. (Civil Service Commission)

File 102-90-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Special Laboratory Fund]

Ordinance amending Administrative Code, relating to the Special Public Health Laboratory Fund. (Department of Public Health)

File 97-90-49, Ordinance No.

(Amends Section 10.117-24.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

[Emergency Repair]

Resolution approving additional emergency expenditure for repairs to Hetch Hetchy's Mountain Tunnel. (Public Utilities Commission)

File 28-90-13.1, Resolution No. 874-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Health Services Plan and Budget]

Resolution authorizing adoption of the County Health Services Plan and budget for the 1990-91 fiscal year, including the AB-8 component and the indigent health care component (Medically Indigent Services Program (MISP) and California Healthcare for Indigents Program (CHIP)), application for allocation of \$80,254,168 in funds from the County Health Services Fund of the State and execution of agreement with the State Director of Health Services; and to accept and expend

the funds allocated from the County Health Services Fund for the County Health Services Plan and budget of the City and County of San Francisco. (Supervisor Walker)

File 100-90-13, Resolution No. 889-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - State Funds]

Resolution authorizing the Chief Adult Probation Officer to apply for, accept and expend funds in the amount of \$41,500 made available through the Office of Criminal Justice Planning for a project entitled "Gang Caseloads Component of the Intensive Services Unit"; and agreeing to provide matching funds in the amount of \$22,860; and rescinding Resolution No. 650-90. (Mayor)

File 130-90-4.1, Resolution No. 890-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for, accept and expend a grant of \$45,000 from the State Department of Health Services for Perinatal Hepatitis B Prevention Services; placing \$5,000 on reserve; providing for ratification of action previously taken. (Mayor)

File 146-90-76, Resolution No. 891-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Administration and Oversight Committee

Passed for Second Reading as Amended

[Bicycle Advisory Committee]

Ordinance amending Administrative Code, to create a Bicycle Advisory Committee. (Supervisors Walker, Britt, Hsieh, Maher, Alioto)

File 97-90-44, Ordinance No.

Monday, October 29, 1990

(Adds Sections 5.130 through 5.132.)

Supervisor Kennedy, seconded by Supervisor Walker, moved to amend page 3, line 12, after "Police Department" insert "the Department of Public Works, the Municipal Railway".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Passed for Second Reading

[Reciprocity Provisions]

Ordinance amending Administrative Code, to provide for reciprocity between the Retirement System and other public agency pension plans. (Supervisor Britt)

File 97-90-52, Ordinance No.

(Amends Section 16.55-6.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Appointment]

Resolution submitting name of applicant for consideration of appointment by the Mayor to the Advisory Council to the Mayor's Office of Child Care. (Administration and Oversight Committee)

File 92-89-11.2, Resolution No. 882-90

(Martha Roditti.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointments]

Resolution confirming Mayor's appointments of Redevelopment Agency, terms expired, for four year terms ending September 3, 1994. (Mayor)

File 33-90-8, Resolution No. 875-90

(Leroy King, vice himself;
Vivian Fei Tsen, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Emergency Medical Care
Committee, for three year term ending June 30, 1993.
(Administration and Oversight Committee)

File 92-90-12.2, Resolution No. 883-90

(Dr. Steve Brattasani (representing the San Francisco
Dental Society).)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Hazardous Materials Advisory
Committee, for four year term ending July 1, 1994. (Administration
and Oversight Committee)

File 92-90-31, Resolution No. 884-90

(Jeffrey L. Bornstein.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Airport Noise Committee, for the
three year term ending September 30, 1993. (Administration and
Oversight Committee)

File 92-90-32.2, Resolution No. 885-90

(James Estey, vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointments]

Resolution appointing members to the Drug Abuse Advisory Board, terms expired, for three year terms ending October 1, 1993. (Administration and Oversight Committee)

File 92-90-33.1, Resolution No. 886-90

(Jeff Corino, vice himself, (representing general public); William Battle, vice himself, (representing general public).)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointments]

Resolution appointing members to the Handicapped Access Appeals Board, terms expired November 1, 1990, for the four year term ending November 1, 1994. (Administration and Oversight Committee)

File 92-90-35, Resolution No. 887-90

(Peter Belton, vice himself, (representing the disabled); Christopher Neibert, Construction, vice James Vigus (representing the construction industry.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Task Force on Domestic Violence, for an indefinite term. (Administration and Oversight Committee)

File 92-90-37, Resolution No. 888-90

(Jacqueline Agtuca, vice Janet Carter, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Transportation Development Act Funding]

Resolution urging his Honor, the Mayor, to support the full use of Transportation Development Act (TDA) - Article 3 Bicycle/Pedestrian Funds for bicycle/pedestrian improvements. (Supervisors Walker, Britt, Hsieh, Alioto, Maher)

File 196-90-6, Resolution No. 892-90

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Congestion Management Planning Agency]
Resolution designating the San Francisco County Transportation Authority as the Congestion Management Planning Agency for the City and County of San Francisco. (Supervisor Britt)

File 220-90-2, Resolution No. 893-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Civil Grand Jury Recommendations]
Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1989-90 Civil Grand Jury to the presiding judge of the Superior Court who empanelled that Civil Grand Jury.

File 39-90-4

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From the Clerk

Adopted

[Condominium Project]
Motion approving final map of 619-625 Larkin Street, a condominium, being a resubdivision of Lot 6 in Assessor's Block 740; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-23

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Condominium Project]

Motion approving final map of 405 Arguello Boulevard, a condominium, being a resubdivision of Lot 38, in Assessor's Block 1433; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-22

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing to consider the Mission Bay Development Agreement by and between the City and County and Catellus Development Corporation relative to property within the Mission Bay Area.

File 255-90-3

(The Mission Bay area is generally bounded by Third Street, Berry Street, Fourth Street, the China Basin Channel, China Basin Street, Mariposa Street, Pennsylvania Street, Seventh Street, and Townsend Street; Assessor's Blocks 3795-3798, 3804-3806, 3809, 3810, 3813, 3819, 3822, 3832, 3835, 3837-3841, 3849-3853, 3880, 3892, 3942 and 3944; Lot 2 in Block 3940; portion of Block 3941 westerly of China Basin Street; Lot 6 in Block 3943; Lot 1 in Block 3948; and portion of Block 9900 along China Basin Street.

The Mission Bay development proposal includes about 8,200 housing units (3,000 affordable, averaging about \$80,000) on-site, 4.8 million square feet of office, 900,000 square feet of commercial/light industrial, up to 750,000 square feet of retail, a 500-room, 400,000 square foot hotel, fire and police stations, recreation and cultural centers, a school site, a Public Utilities Commission MUNI Metro storage maintenance and administrative facility, a public facilities site, about 69 acres of publicly accessible open space and parks, and a contribution by the Project Sponsor towards the acquisition and/or rehabilitation of an additional 250 very low income affordable housing units off site.)

The privilege of the floor was granted to the following persons:

Ken Cleveland
Stan
Enola Maxwell
Mark Plevin, Esq.
SPB Representative
Brian Doohan
Regina Sneed

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Jessica Bernstein
S.F. Labor Council Rep.
Jim Salinas
Norman Rolfer
John Eiberling.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Prince Arcadia
Edith McMillan

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Photoscape 91]
Resolution endorsing Photoscape 91 and urging the Mayor to declare May 31 through June 7, 1991, Photoscape 91 Week in San Francisco. (Supervisor Alioto)

File 4-90-36, Resolution No. 901-90

(October 22, 1991 - Introduced in Board for consideration on October 29, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Fuel Price Swap Agreement]
Resolution authorizing the Purchaser to enter into fuel price swap agreements for the remainder of fiscal year 1990-1991 and to trade thereunder, declaring that an actual emergency exists, and authorizing the Purchaser to enter into these agreements in the most expeditious manner possible, and urging the Public Utilities Commission and the Mayor to transfer any funds necessary to carry out the intent of this resolution. (Supervisor Walker)

File 172-90-30, Resolution No. 869-90

(October 22, 1991 - Introduced in Board for consideration
on October 29, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-44, Resolution No. 873-90

(Doris M. Ward, member, Board of Supervisors, November 7 - 12; Tom Hsieh, member, Board of Supervisors, October 29 - 31; August Coppola, member, Film and Video Arts Commission, October 25 - 28; Sharon B. Duvall, member, Airports Commission, October 13 - 18; Keith Eickman, Vice President, Recreation & Park Commission, November 7 - 15; Richard Guggenhime, member, Recreation & Park Commission, October 22 - November 3; Allen C. Haile, member, Social Services Commission, October 19 - 21 and November 9 - 18; Michael P. Huerta, Executive Director, Port, October 17 - 26; J. Stanley Mattision, member, Airports Commission, October 29 - 31 and November 3 - 7; Patrick A. Murphy, member, Airports Commission, October 17 - 27; Arthur V. Toupin, member, Public Utilities Commission, October 16 - 20; Samuel Walker, member, Retirement Board, November 9 - 14, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

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OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Animal Control - Release Forms]

Ordinance amending Section 41.6 of Part II, Chapter V of the Municipal Code (Health Code) to require a copy of a signed release of ownership be provided to the owner of the animal. (Supervisor Kennedy presented.) Referred to City Services Committee.

File 118-90-7

[New Group Housing Definition]

Draft ordinance amending the San Francisco City Planning Code to create a new residential use by amending Sections 178, 208, 209.2, and 216, and adding Section 208.1. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 115-90-8

[Uniformed Foot Patrol]

Resolution urging the Mayor to urge the Police Commission and the Chief of Police to increase the number of uniformed foot patrols at district stations and increase the number of uniformed foot patrol officers, by requiring all sworn officers to walk a foot patrol one day per week. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 207-90-6

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Business and Economic Development to expend a grant from the Federal Economic Development Administration of \$50,000 for a program to retain employment in San Francisco threatened by severe economic dislocation as a result of the earthquake. (Supervisor Hallinan presented on behalf of the Mayor.) Referred to Finance Committee.

File 68-90-20

[No Parking - Tow Away Zone]

Resolution designating a "no parking - tow away" zone between 940 and 980 Green Street. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 19-90-14

Requests for Hearings

File 115-90-9, By Supervisor Ward: To consider the Residence Element of the Master Plan of the City and County of San Francisco (5th amendment to original element adopted in 1971). Referred to Economic and Social Policy Committee.

File 19-90-15, By Supervisor Maher: To consider installation of four hour parking on Little Junipero Serra, which includes the frontage portion of Junipero Serra Boulevard south to the pedestrian easement which is located approximately half way between Monterey Street and Darien Way. Referred to Economic and Social Policy Committee.

File 4-90-37, By Supervisor Hongisto: To consider urging the Mayor to set aside a special introspective and consciousness raising day in San Francisco to officially review the status of women in our City and our world today, so that we may better address the concerns and needs of women, including issues of workplace discrimination, pay equity, reproductive health, gender justice in the culture, parenting, child care, social empowerment, and also to consider the special achievements of local women. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to the Office of the City Attorney inquiring regarding the reasons for continued action on the Geary vs. Renne case.

By Supervisor Gonzalez, that letter be sent to the General Manager of Bay Area Rapid Transit (BART) inquiring whether the 16th and Mission Street BART Plaza may be cleaned, swept and steam cleaned, and further inquiring whether BART may better police the Plaza to curb late night neighborhood noise and drug sales, in response to correspondence from Lisa Hamburger.

By Supervisor Gonzalez, that letter be sent to the Chief of the San Francisco Police Department inquiring whether the department may release statistically relevant information regarding pickpocket arrests and complaints occurring on MUNI for the last six months.

By Supervisor Gonzalez, that letter be sent to the Chief of the San Francisco Police Department inquiring whether the department may investigate citizen complaints regarding alleged drug sales on the corner of Grove and Divisadero Streets, and at Tom's Liquors at 655 Divisadero Street, where twelve to fifteen year old kids have allegedly been selling drugs and threatening residents in the area, and whether plans may be launched to patrol the area more frequently and enforce the curfew law.

By Supervisor Gonzalez, that letter be sent to the Chief Administrative Officer inquiring whether both exits at City Hall (on Polk Street and on Van Ness Avenue) may remain open after business

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hours, during the winter, for the safety of the public and staff attending meetings, in response to correspondence from Edith McMillan.

By Supervisor Gonzalez, that letter be sent to the General Manager of the Department of Electricity inquiring whether Julian Street needs increased public lighting or needs repairs to the existing lighting.

By Supervisor Kennedy, that letter be sent to the Executive Director of the Department of Parking and Traffic inquiring whether drivers of the Grayline Cable Cars for the Park and Ride Program may be instructed to stop at designated stops on the route, in response to complaints that passengers have been ignored and stranded at the Columbus Avenue and Kearny Street stop awaiting transportation back to the Golden Gateway Garage.

By Supervisor Maher, that letter be sent to the Managing Director of the War Memorial Veterans' Building inquiring regarding the existing structure for wheelchair accessibility of restrooms in the building, and whether this structure meets the standards required by law for the disabled.

By Supervisor Maher, that City Attorney prepare legislation to install four hour parking on Little Junipero Serra, which includes the frontage portion of Junipero Serra Boulevard south to the pedestrian easement which is located approximately half way between Monterey Street and Darien Way.

By Supervisor Ward, that letter be sent to the Director of Public Works and the Executive Director of the Department of Parking and Traffic inquiring whether the two departments may jointly analyze the traffic pattern to facilitate traffic flow around 980 and 986 Innes Street and 401 Hawes Street, Lots 9, 10 and 11, in Assessor's Block 4646.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Seth Morgan (Supervisor Hallinan)
Dr. Roy Everett Freeburg (Supervisor Hallinan)
Garfield Steward (Supervisors Hongisto and Kennedy)
Sharon Bradley (Supervisor Hongisto)
Joan Brown (Supervisors Maher and Gonzalez)

File 2-90-43

Unanimously adopted by a rising vote.

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ADJOURNMENT

There being no further business, the Board at the hour of 4:56 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, October 29, 1990

Approved by the Board of Supervisors on July 22, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



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No. 45

Monday, November 5, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, November 5, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hongisto, Hsieh, Maher, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Gonzalez, Hallinan, Kennedy, Ward - 4.

Quorum present.

Supervisor Gonzalez was noted present at 2:18 p.m.

Supervisor Hallinan was noted present at 2:24 p.m.

Supervisor Kennedy was noted present at 2:16 p.m.

Supervisor Ward was noted present at 2:19 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Maher, moved that the Journals of Proceedings for Tuesday, May 29 and Monday, June 4, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hallinan, Ward - 3.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Garage Lease Documents]
Ordinance approving and adopting Lombard Street Garage legal documents and authorization to lease. (Department of Parking and Traffic)

File 47-90-12, Ordinance No. 369-90

Finally passed.

[Special Laboratory Fund]
Ordinance amending Administrative Code, relating to the Special Public Health Laboratory Fund. (Department of Public Health)

File 97-90-49, Ordinance No. 370-90

(Amends Section 10.117-24.)

Finally passed.

Adopted

[Contracting Out City Services]
Resolution concurring with the Controller's certification that computer programming enhancements to the Department of the Board of Supervisors' Mailing List System can be practically performed by private contractor for lower cost than similar work performed by City and County employees. (Board of Supervisors)

File 25-90-26, Resolution No. 894-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]
Ordinance authorizing settlement of litigation of Edra Schaeffer and Heidi Schaeffer against the City and County by payment of \$6,250. (City Attorney)

File 45-90-47, Ordinance No. 366-90

(Municipal Court No. 014-284.)

Finally passed.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Bonnie Piersol against the City and County by payment of \$7,750. (City Attorney)

File 45-90-49, Ordinance No. 367-90

(Municipal Court No. 039-620.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Henderson against the City and County by payment of \$10,000. (City Attorney)

File 45-90-50, Ordinance No. 368-90

(USDS Court No. C87-1971 and Superior Court No. 867-802.)

Finally passed.

[Reciprocity Provisions]

Ordinance amending Administrative Code, to provide for reciprocity between the Retirement System and other public agency pension plans. (Supervisor Britt)

File 97-90-52, Ordinance No. 371-90

(Amends Section 16.55-6.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hallinan, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$537,000, Recreation and Park Department, for permanent salaries-miscellaneous, temporary salaries, related mandatory fringe benefits and the creation of eight positions; subject of previous budgetary denial (Sharon Arts Studio and swimming pools). (Controller)

File 101-90-20, Ordinance No. 372-90

(This item is the subject of previous budgetary denial; requires 8 votes for passage, pursuant to Charter Section 6.306.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hallinan, Ward - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1990-91, Recreation and Park Department, reflecting the restoration of eight positions (Classification 3260 Crafts Instructor); companion measure to File 101-90-20. (Civil Service Commission)

File 102-90-5, Ordinance No. 373-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hallinan, Ward - 3.

Recommendations of Administration and Oversight Committee

Finally Passed

[Bicycle Advisory Committee]

Ordinance amending Administrative Code, to create a Bicycle Advisory Committee. (Supervisors Walker, Britt, Hsieh, Alioto, Maher, Hongisto)

File 97-90-44, Ordinance No. 365-90

(Adds Sections 5.130 through 5.132.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hallinan, Ward - 3.

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Adopted

[Budget Analyst Contract]

Motion directing the City Attorney to prepare a new agreement between the Board of Supervisors and a joint venture of the five firms now providing budget analysis for the Board of Supervisors.

File 98-90-2

Supervisor Kennedy presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

Consideration Continued

[Budget Analyst Contract]

Motion exercising the option set forth in the agreement between the Board of Supervisors and the Harvey M. Rose Accountancy Corporation Certified Public Accountants/Stanton Jones and Associates/Debra A. Newman/Wallace, Mah & Co., Rodriquez, Perez & Company Certified Public Accountants, Joint Venture, to extend the term of the agreement from January 1, 1991 to December 31, 1991.
(Administration and Oversight Committee)

File 98-90-1

Supervisor Kennedy, seconded by Supervisor Walker, moved to continue consideration to November 19, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

(Supervisor Maher dissenting in Committee.)

[Cable Television Franchise Revisions]

Ordinance amending Ordinance No. 105-64 by amending Section 8, relating to cable television franchise, by deleting matching fund requirement for public access funding, and by urging the not-for-profit corporation to raise funds from non-city sources. (Supervisor Britt)

File 32-90-3, Ordinance No. 375-90

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisors Hsieh, Maher - 2.

[Revolving Fund]

Ordinance amending Administrative Code, to increase the amount of the Animal Care and Control Department Revolving Fund from \$2,000 to \$5,000. (Animal Care and Control Department)

File 97-90-50, Ordinance No. 374-90

(Amends Section 10.169-7.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Maher - 2.

Adopted

(Supervisor Maher dissenting in Committee.)

[Lease of Property]

Resolution authorizing a new lease of real property at 2789 25th Street, for the Department of Public Health, for the Paramedic Division. (Real Estate Department)

File 64-90-38, Resolution No. 896-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Ward - 1.

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[State grant]

Resolution rescinding Resolution No. 723-90 and authorizing the Department of Public Health, Community Public Health Services, Family Health, CHDP, to augment and expend funds in the total amount of \$200,716 from the State Department of Health Services for Child Health and Disability Prevention Services; providing for ratification of action previously taken. (Supervisor Walker)

File 146-90-63.1, Resolution No. 897-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hallinan, Ward - 2.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant allocation of \$2,735,026 from the State of California Department of Health Services, to fund the Master Grant Agreement Consolidated Funding Program; providing for ratification of action previously taken. (Mayor)

File 146-90-77, Resolution No. 898-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hallinan - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Sexually Transmitted Disease Control Program, to apply for, accept and expend a grant of \$1,383,101 from the Centers for Disease Control for sexually transmitted disease control; providing for ratification of action previously taken. (Mayor)

File 146-90-78, Resolution No. 899-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hallinan - 1.

Monday, November 5, 1990

[Contract]

Resolution approving the contract between the City and County, Office of the Chief Administrative Officer (CAO), and Facility Management Incorporated of California (FMI) for the management of the San Francisco Convention Facilities; effective July 1, 1990. (Chief Administrative Officer)

File 172-90-28, Resolution No. 895-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hallinan - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to report of delinquent charges for failure to file Annual Unit Usage Report submitted by the Superintendent of the Bureau of Building Inspection of property located at 124 Turk Street as modified to the date of adoption of this resolution and creating special assessments and liens based thereon.

File 160-90-1

(Total Costs \$1,227.27.)

The President inquired if anyone present wished to speak.

There being no response, the President declared the hearing closed.

From the Department of Public Works

Adopted

[Residential Hotel Annual Unit Usage Lien]

Resolution confirming report of delinquent charges for failure to file Annual Unit Usage Report submitted by the Superintendent of the Bureau of Building Inspection of property located at 124 Turk Street as modified to the date of adoption of this resolution and creating special assessments and liens based thereon. (Department of Public Works)

File 160-90-1, Resolution No. 900-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Edith McMillan.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-45, Resolution No. 902-90

(Mayor Art Agnos, November 11 - 13; Bill Maher, member, Board of Supervisors, November 19 - 21; Rand Castile, Director, Asian Art Museum, October 24 - 29; Gordon Chin, member, Public Utilities Commission, December 3 - 5; Welton H. Flynn, member, Public Utilities Commission, November 20 - 26; Joe Grubb, Director, Rent Board, November 8 - 11; Edward Helfeld, Executive Director, Redevelopment Agency, October 31 - November 3; Jake McGoldrick, member, Rent Board, October 13 - 23; J. Stanley Mattision, member, Airport Commission, October 29 - 31 and November 3 - 7, 1990.)

Adopted.

[Vu Duc Vuong's Damaged Camper]

Resolution denouncing the vandalism attack against Vu Duc Vuong's camper, and urging the Mayor to urge the Police Commission to undertake a full investigation as to the perpetrators of this violence and all violence-related hate crimes. (Supervisors Maher, Hsieh, Alioto)

File 263-90-3, Resolution No. 904-90

Adopted.

Monday, November 5, 1990

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Toastmasters International]

Resolution welcoming Toastmasters International, District 4, on the occasion of its fall conference.

File 4-90-38, Resolution No. 903-90

Supervisor Hsieh presented for immediate adoption.

Adopted.

[Earthquake Emergency Relief Fund]

Resolution approving expenditure of \$2,800 from the Mayor's Earthquake Relief Fund for participation of City employees in earthquake preparedness and response training programs offered by the State Office of Emergency Services.

File 270-90-23, Resolution No. 905-90

Supervisor Walker presented for immediate adoption.

Adopted.

[Eminent Domain]

Motion declaring the intention of the Board of Supervisors to hold a public hearing on December 3, 1990 at 3:00 p.m. to consider adopting a resolution of necessity in connection with a proposal to acquire by eminent domain Lots 7, 8, 8A, 9 and 10 in Assessor's Block 3742, also known as 289 Steuart Street.

File 84-90-5

Supervisor Kennedy presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hongisto, Maher, Nelder - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Special Use District]

Substitute ordinance amending City Planning Code by adding Section 249.9 to create an Affordable Housing Special Use District at Sixteenth and Church Streets. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 81-90-3

[Child Care Fee Amendment]

Ordinance amending City Planning Code by amending Section 314.4 to provide for an annual adjustment to the in-lieu fee for child-care facilities. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 115-90-10

Scheduled for Board Meeting December 3, 1990

[Eminent Domain]

Resolution authorizing acquisition of Lots 7, 8, 8A, 9 and 10 in Assessor's Block 3742, also known as 289 Steuart Street, by eminent domain for the Embarcadero Surface Roadway Project, the Muni Metro Turnaround Project and open space and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Kennedy presented.) Scheduled for consideration by the Board on December 3, 1990.

File 84-90-5.1

Referred to Committee

[Shipyard Dispute]

Resolution urging the President of the Board to appoint a special labor relations fact finding committee to investigate and report to the general public about the existing labor dispute between ship repair firms and organized labor, and to then urge his Honor, the Mayor, to refer the labor dispute to the recently established collective bargaining task force for the purpose of mediation (in concert with Federal Mediation). (Supervisor Nelder presented.) Referred to Economic and Social Policy Committee.

File 176-90-8

[Red Light Fine Increase]

Resolution urging the Judges of the Municipal Court to increase the amount of bail set for violation of Section 21453(a) of the California Vehicle Code, not stopping at a red light. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 196-90-8

[Friends of the Juvenile Probation Commission]
Resolution authorizing the establishment of Friends of the Juvenile Probation Commission, A 501C 3, for the purpose of providing support to the Juvenile Probation Commission. (Supervisor Walker presented.) Referred to City Services Committee.

File 244-90-2

[Rules and Regulations]
Resolution approving the rules and regulations for the Neighborhood Beautification and Graffiti Clean-up Fund. (Supervisor Gonzalez presented.) Referred to Finance Committee with request it be considered at the November 14, 1990 meeting.

File 265-90-1

Requests for Hearings

File 128-90-3, By Supervisor Britt: To consider authorizing the City's participation in the Association of Bay Area Governments' Hazardous Waste Management Facility Allocation Committee. Referred to Administration and Oversight Committee.

File 197-90-2, By Supervisor Hallinan: To consider the Festival 2000, with particular emphasis on the process of organization and oversight, what can be done to assist artists and organizations injured by the festival closing and how the City can ensure the success of similar events in the future. Referred to Economic and Social Policy Committee.

File 266-90-1, By Supervisor Kennedy: To consider the County Supervisors Association of California's proposed resolutions to determine the position of the Board of Supervisors with respect to each resolution. Referred to Administration and Oversight Committee.

File 267-90-1, By Supervisor Britt: To consider the recommendations of Bay Vision 2020 Committee. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether he can investigate the need for extra police foot patrols around the homeless shelter at Fifth and Bryant Streets.

By Supervisor Gonzalez, that letter of inquiry be sent to Executive Director, Department of Parking and Traffic, to determine whether the timing of the signal light at Bayshore Boulevard and Oakdale Avenue, close to the Clam House Restaurant, be investigated with a view to extending the time to allow seniors and children ample time to cross the street.

By Supervisor Gonzalez, that letter be sent to his Honor, the Mayor, transmitting letter regarding the 911 emergency services and inquiring whether he can appoint and convene a special blue ribbon task force on 911 emergency services and whether the proposed task force can issue a report within 30 days.

By Supervisor Gonzalez, that letter be sent to his Honor, the Mayor, requesting investigation of recent shooting incident in the Richmond District involving police officers' response to alleged health hazard.

By Supervisor Hongisto, that letter be sent to Senator Quentin L. Kopp concerning Metropolitan Transportation Commission's proposal that fee be imposed for parking at major shopping centers and that he pursue consideration to exempt solar or electrical vehicles from the parking fee.

By Supervisor Kennedy, that City Attorney advise whether legislation may be drafted to ban the advertisement in the classified section of tickets for sports events.

By Supervisor Walker, that letter be sent to Acting Director of Health requesting justification of all administrative positions in the Department of Public Health, specifically administrative positions in the Mental Health Substance Abuse and Forensic Services.

By Supervisor Walker, that letter of inquiry be sent to the Director, Purchasing Department, to determine what policies exist regarding the preferred purchase of equipment with safety features as opposed to equipment that has none, i.e., automotive air bags; equipment that limits pollutant emissions; equipment outfitted with noise reduction features and products created with renewable energy as opposed to products created with limited resources.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Claude Delventhal (By the entire Board)
Jim Foster (By the entire Board)
Jesse Pedroza (Supervisor Britt)
Alice Curtin (Supervisor Britt)
Jestin Cummin (Supervisor Kennedy)
Gertrude Gumbs (Supervisor Kennedy)

File 2-90-44

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:04 p.m. adjourned.

Monday, November 5, 1990

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 29, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 46

TUESDAY, November 13, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, November 13, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Walker - 6.

Noted absent at first roll call:

Supervisors Hallinan, Hongisto, Maher, Nelder, Ward - 5.

Quorum present.

Supervisor Hallinan was noted present at 2:19 p.m.

Supervisor Hongisto excused from attendance. (See infra.)

Supervisor Maher excused, on official leave of absence.

Supervisor Nelder excused from attendance. (See infra.)

Supervisor Ward excused from attendance. (See infra.)

Supervisors Hongisto, Nelder, Ward Excused

The Clerk announced that Supervisors Hongisto, Nelder and Ward requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to excuse Supervisors Hongisto, Nelder and Ward from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Tuesday, November 13, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Revolving Fund]

Ordinance amending Administrative Code, to increase the amount of the Animal Care and Control Department Revolving Fund from \$2,000 to \$5,000. (Animal Care and Control Department)

File 97-90-50, Ordinance No. 374-90

(Amends Section 10.169-7.)

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$20,832, Mayor's Office, for rental of property and rescinding \$20,832 from permanent salaries for fiscal year 1990-91. (Supervisor Walker)

File 101-90-24, Ordinance No.

Passed for second reading.

Adopted

[Sublease of Real Property]

Resolution authorizing sublease of real property at 1390 Market Street for the Mayor's Office; companion measure to File 101-90-24. (Supervisor Walker)

File 64-90-40, Resolution No. 910-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Tuesday, November 13, 1990

Recommendation of Finance Committee

Finally Passed

(Supervisor Maher dissenting in Committee.)

[Cable Television Franchise Revisions]
Ordinance amending Ordinance No. 105-64 by amending Section 8, relating to cable television franchise, by deleting matching fund requirement for public access funding, and by urging the not-for-profit corporation to raise funds from non-city sources. (Supervisor Britt)

File 32-90-3, Ordinance No. 375-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker - 6.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Recommendation of Economic and Social Policy Committee

Consideration Continued

(Supervisor Ward dissenting in Committee.)

(Supervisors Alioto and Hongisto excused from voting;
See Journal of Proceedings of October 1, 1990.)

[Condominium Conversion]
Ordinance amending the Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the ground that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396;
Adds Subdivision Code Section 1396B.)

Tuesday, November 13, 1990

(Categorically exempt from environmental review.)

Supervisor Kennedy, seconded by Supervisor Walker, moved to continue consideration to November 19, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 6.

Excused: Supervisor Alioto - 1.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Called from Finance Committee
By Supervisor Hongisto

Refused Passage for Second Reading

[Hotel Occupancy Tax]

Ordinance amending Part III, Municipal Code, imposing a tax on the rent for every occupancy of a guest room in a hotel, which would increase the rate of the hotel occupancy tax from 11 percent to 13 percent, effective November 1, 1990. (Supervisor Hongisto)

File 127-90-10, Ordinance No.

(Adds Section 502.7.)

Refused passage for second reading by the following vote:

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$4,500, Department of Parking and Traffic, to increase revolving fund; and rescinding \$4,500 from permanent salaries. (Controller)

File 101-90-21, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Tuesday, November 13, 1990

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

[Revolving Fund]

Ordinance amending Administrative Code, to change the Cash Revolving Fund for the Parking Authority to a Cash Revolving Fund for the Department of Parking and Traffic and to increase the said Cash Revolving Fund from \$500 to \$5,000; companion measure to File 101-90-21. (Department of Parking and Traffic)

File 97-90-53, Ordinance No.

(Amends Section 10.151.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

[Public Works Revolving Fund]

Ordinance amending Administrative Code, to change the Cash Revolving Fund for the Department of Public Works by decreasing the amount of the fund from \$55,000 to \$50,500. (Finance Committee)

File 97-90-53.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

[Government Funding]

Ordinance appropriating \$5,477, Department of Parking and Traffic, for permanent salaries; and rescinding \$5,477 from permanent salaries; approving immediate filling of vacated position of 7276 Electrician Supervisor II. (Controller)

File 101-90-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Tuesday, November 13, 1990

[Airport - Concession Lease Modification]

Ordinance approving modification of the International Terminal Principal Concession Lease and Agreement for Retail Merchandising Sales Lease between Duty Free Shoppers Ltd. and City and County of San Francisco, acting by and through its Airports Commission; retroactive to October 1, 1990. (Airports Commission)

File 62-90-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Adopted

[Public Transportation]

Resolution approving revised fare schedule for non-bulk regional passes (AC Transit/BART Plus Pass) for the Municipal Railway. (Public Utilities Commission)

File 7-90-10.1, Resolution No. 908-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

[Contract Award Extension]

Resolution extending time for award of Department of Public Works contract for Job No. 5146A, Park Branch Library Renovation to November 16, 1990. (Department of Public Works)

File 61-90-3, Resolution No. 909-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Passed for Second Reading

[Professional Membership]

Ordinance amending the Administrative Code, to add sixteen new organizations to the membership list of the Recreation and Park Commission. (Recreation and Park Department)

Tuesday, November 13, 1990

File 97-90-45, Ordinance No.

(Amends Section 16.6-16.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

From the Department of Public Works

Adopted

[Condominium Project]

Motion approving final map of 1654-56 California Street, a condominium project, being a portion of 50 Vara Block No. 305, also being a portion of Assessor's Block 249; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-24

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

SPECIAL ORDER - 3:00 P.M.

No Action Taken; Pending in Board

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

No action taken; pending in Board.

From the Clerk

No Action Taken; Pending in Board

(Only one of the following two motions should be adopted.)

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

No action taken; pending in Board.

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

No action taken; pending in Board.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

No action taken; pending in Board.

COMMITTEE REPORTS

Recommendation of Economic and Social Policy Committee

Passed for Second Reading

[Motor Vehicles for Hire]

Ordinance amending Police Code by adding Section 1135.5 to establish a temporary fare increase for taxicabs and providing a termination date; making findings.

File 121-90-9, Ordinance No.

Supervisor Gonzalez presented as recommendation of Economic and Social Policy Committee.

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved that the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Dehnert Queen.

IMMEDIATE ADOPTION CALENDAR

Adopted

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-46, Resolution No. 906-90

(Nancy G. Walker, member, Board of Supervisors, November 19;
Jack Loos, member, Health Service Board, November 9 - 14;
Arlene M. Sauser, Chief, Adult Probation Officer, November 27 - 30, 1990.)

Adopted.

Tuesday, November 13, 1990

[Hilary K. L. Hsu Day]

Resolution urging his Honor, the Mayor to declare November 20, 1990
Hilary K. L. Hsu Day. (Supervisor Hsieh)

File 4-90-39, Resolution No. 907-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were
acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Kennedy, Walker - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[Lombard Street Garage - No Charge Rate]

Resolution approving a no charge rate for the first hour of parking
at the Lombard Street Garage for the holiday shopping season,
November 23 - December 26, 1990. (Supervisor Walker presented.)
Referred to Board November 19, 1990 Immediate Adoption Calendar.

File 47-90-14

Referred to Committee

[Waterfront Land Use Plan]

Resolution requesting the Port Commission, consistent with the terms
of Proposition H as approved by the voters of the City at the
November 6, 1990, Municipal Election, to prepare a "Waterfront Land
Use Plan" and further requesting that, within 30 days of the date of
this request, the Port Commission advise the Board of Supervisors
whether the Commission agrees to prepare the plan. (Supervisor
Walker presented.) Referred to Economic and Social Policy Committee.

File 189-90-3

[California Academy of Sciences]

Resolution approving the California Academy of Sciences admission
fee increases with respect to buildings under its control.
(Supervisor Walker presented.) Referred to Finance Committee.

File 209-90-2

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that Legislative Policy Staff prepare legislative analysis on San Francisco's taxicab situation, specifically addressing how San Francisco compares on a per capita basis with other major cities in terms of numbers and availability of cabs; how it compares with other major cities in terms of cab costs, including cost to the rider and earnings of the driver; what affect increased cab permits will have on drivers, cab companies, riders, businesses and other impacted groups and the affect of too few or too many cabs on the tourism industry.

By Supervisor Alioto, that City Attorney prepare appropriate legislation which would establish a ballpark advisory committee consisting of eleven members appointed by the President of the Board and three nonvoting members. The committee would act as a clearinghouse for private or publicly financed stadium proposals; would have authority to solicit proposals for keeping the Giants in San Francisco and to report back to the Board of Supervisors within six months.

By Supervisor Hallinan, that Legislative Policy Staff prepare legislative analysis on San Francisco's taxicab industry.

By Supervisor Hallinan, that letter be sent to Superintendent of Schools inquiring what steps are being taken to prevent a reoccurrence of the violence which took place in a high school game on Friday, November 9, 1990, wherein the Galileo High School football team accumulated ten personal fouls, precipitated a riot which lead to an early termination of the game and the following day attacked a member of the Washington team who had been quoted in the morning newspaper as critical of Galileo tactics.

By Supervisor Kennedy, that City Attorney prepare appropriate legislation which will prohibit delivery or pickup of debris boxes between the hours of 7:00 p.m. and 7:00 a.m. in residential areas.

By Supervisor Kennedy, that letter be sent to the Public Utilities Commission requesting consideration be given to issuing a one week pass in the amount of \$15 for adult passengers.

By Supervisor Kennedy, that Budget Analyst do a survey on the number of temporary employees (limited tenure appointments) currently working throughout the City, how many are being paid at the first salary step and how long these employees have been employed as temporary as needed.

By Supervisor Kennedy, that letter of inquiry be sent to Executive Director, Parking and Traffic Department, to determine the feasibility of changing the flashing yellow signal lights to regular working signals at the locations of Golden Gate Avenue and Buchanan Street and Turk and Buchanan Streets.

Tuesday, November 13, 1990

By Supervisor Gonzalez, that City Attorney prepare appropriate legislation requiring operators of automobiles and tour buses to shut off their engines when idling parked.

By Supervisor Walker, that Budget Analyst prepare a report to the Board explaining what proportion of the Mission Bay workforce is assumed to be residents of San Francisco.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Richard Draper (Supervisor Maher)
Edna Payne (Supervisor Kennedy)
Eddie Norris (Supervisor Kennedy)
William E. Mims (Supervisor Kennedy)

File 2-90-46

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 2:42 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, November 13, 1990

Approved by the Board of Supervisors on August 5, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 47

Monday, November 19, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, November 19, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Noted absent at first roll call:

Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

Quorum present.

Supervisor Hongisto excused from attendance. (See infra.)

Supervisor Kennedy excused, on official leave of absence.

Supervisor Walker excused, on official leave of absence.

Supervisor Ward was noted present at 2:18 p.m.

Supervisor Nelder was noted present at 2:24 p.m.

Supervisor Hongisto Excused

The Clerk announced that Supervisor Hongisto requested to be excused from attending today's meeting.

Supervisor Maher, seconded by Supervisor Gonzalez, moved to excuse Supervisor Hongisto from attendance today.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$4,500, Department of Parking and Traffic, to increase revolving fund; and rescinding \$4,500 from permanent salaries. (Controller)

File 101-90-21, Ordinance No. 380-90

Finally passed.

[Revolving Fund]

Ordinance amending Administrative Code, to change the Cash Revolving Fund for the Parking Authority to a Cash Revolving Fund for the Department of Parking and Traffic and to increase the said Cash Revolving Fund from \$500 to \$5,000; companion measure to File 101-90-21. (Department of Parking and Traffic)

File 97-90-53, Ordinance No. 378-90

(Amends Section 10.151.)

Finally passed.

[Public Works Revolving Fund]

Ordinance amending Administrative Code, to change the Cash Revolving Fund for the Department of Public Works by decreasing the amount of the fund from \$55,000 to \$50,500. (Finance Committee)

File 97-90-53.1, Ordinance No. 379-90

(Amends Section 10.158.)

Finally passed.

[Government Funding]

Ordinance appropriating \$5,477, Department of Parking and Traffic, for permanent salaries; and rescinding \$5,477 from permanent salaries; approving immediate filling of vacated position of 7276 Electrician Supervisor II. (Controller)

File 101-90-23, Ordinance No. 381-90

Finally passed.

Monday, November 19, 1990

[Government Funding]

Ordinance appropriating \$20,832, Mayor's Office, for rental of property and rescinding \$20,832 from permanent salaries for fiscal year 1990-91. (Supervisor Walker)

File 101-90-24, Ordinance No. 382-90

Finally passed.

[Airport - Concession Lease Modification]

Ordinance approving modification of the International Terminal Principal Concession Lease and Agreement for Retail Merchandising Sales Lease between Duty Free Shoppers Ltd. and City and County of San Francisco, acting by and through its Airports Commission; retroactive to October 1, 1990. (Airports Commission)

File 62-90-4, Ordinance No. 376-90

Finally passed.

[Professional Membership]

Ordinance amending the Administrative Code, to add sixteen new organizations to the membership list of the Recreation and Park Commission. (Recreation and Park Department)

File 97-90-45, Ordinance No. 377-90

(Amends Section 16.6-16.)

Finally passed.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's determination that security guard services can practically be performed at the Bureau of Engineering Offices at 1680 Mission Street by private contractor for a lower cost than if the services were performed by City and County employees. (Department of Public Works)

File 25-90-27, Resolution No. 917-90

Adopted.

[Juvenile Justice/Delinquency Prevention Grant]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$49,132 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Educational Services". (Mayor)

File 68-90-18, Resolution No. 928-90

Monday, November 19, 1990

Adopted.

[Anti-Drug Funds]

Resolution authorizing the Chief Adult Probation Officer of the City and County to expend funds in the amount of \$121,050 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Adult Probation's Drug Abatement Project"; pursuant to File No. 130-90-3, Resolution No. 397-90 previously approved by the Board of Supervisors authorizing the application and acceptance of the grant. (Mayor)

File 130-90-3.1, Resolution No. 937-90

Adopted.

[Anti-Drug Funds]

Resolution authorizing the District Attorney to expend funds in the amount of \$212,770 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Abatement Project" pursuant to File No. 138-90-1, Resolution No. 398-90 previously approved by the Board of Supervisors authorizing the application and acceptance of the grant. (Mayor)

File 138-90-1.1, Resolution No. 938-90

Adopted.

[Anti-Drug Abuse Funds]

Resolution authorizing the Chief of Police to expend funds in the amount of \$74,450 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Police Department's Drug Abatement Project" pursuant to File No. 143-90-2, Resolution No. 400-90 previously approved by the Board of Supervisors authorizing the application and acceptance of the grant. (Mayor)

File 143-90-2.1, Resolution No. 939-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Suzanne Ferry against the City and County by payment of \$10,000. (City Attorney)

Monday, November 19, 1990

File 45-90-51, Ordinance No.

(Superior Court No. 852-788.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County versus Thomas and Francoise Stone by payment of \$850,000. (City Attorney).

File 45-90-52, Ordinance No.

(Superior Court No. 915-870.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Ann Bell Ratcliffe against the City and County by payment of \$6,000. (City Attorney).

File 45-90-53, Ordinance No.

(Municipal Court No. 032-873.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Henry Yuan by payment of \$8,500. (City Attorney).

File 48-90-23, Resolution No. 924-90

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Allstate Insurance Company (insured Debra and Scott Katzman) by payment of \$5,880.33. (City Attorney).

File 48-90-24, Resolution No. 925-90

Adopted.

Recommendations of Economic and Social Policy Committee

Monday, November 19, 1990

Adopted

[Stop Signs]

Resolution designating a "Stop" intersection at Flournoy and De Long Streets, southeast corner. (Department of Parking and Traffic)

File 18-90-19, Resolution No. 913-90

(Stop Sign - Establish

Flournoy and De Long Streets, southeast corner, stopping Flournoy Street traffic.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulations, various streets. (Department of Parking and Traffic)

File 19-90-13, Resolution No. 914-90

(No Parking Anytime - Establish

Osceola Lane, east side, from La Salle Avenue to 40 feet south (40-foot zone);

Osceola Lane, west side, from La Salle Avenue to 30 feet south (30-foot zone);

Vassar Place, both sides, from Harrison Street south, to and including the end portion.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations, various locations. (Department of Parking and Traffic)

File 20-90-15, Resolution No. 915-90

(Tow-Away, No Stopping 7:00 A.M. to 9:00 A.M., Weekdays - Establish
Front Street, west side, between Pine and Market Streets.

Multiple Left-Turn Lanes - Establish

Front Street, northbound, at Pine Street.

Tow-Away, No Stopping 6:00 A.M. to 9:00 A.M., Weekdays, Except Buses and Carpool Passenger Dropoff - Establish
Howard Street, north side, between Fremont and First Streets:

Tow-Away, No Stopping 6:00 A.M. to 9:00 A.M., Weekdays, Except Carpool Passenger Dropoff - Establish
Howard Street, south side, from Fremont Street to 90 feet west (90-foot zone at meters 403, 405, 407 and 409).

Monday, November 19, 1990

Adopted.

[Traffic Regulation]

Resolution authorizing interim closure of Osceola Lane, east end, at La Salle Avenue through November 30, 1991. (Department of Parking and Traffic)

File 20-90-15.1, Resolution No. 916-90

Adopted.

[Residential Permit Parking]

Resolution extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights area, and adding Sutter Street, between Fillmore and Steiner Streets, south side, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-19, Resolution No. 918-90

Adopted.

[Residential Permit Parking]

Resolution extending the boundaries of Residential Permit Parking Area "F" in the Jordan Park/Presidio Heights area; and adding Euclid Avenue, between Spruce Street and Heather Avenue, north side, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-90-20, Resolution No. 919-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher,
Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder,
Walker - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Economic and Social Policy Committee

Monday, November 19, 1990

Consideration Continued

(Supervisor Ward dissenting in Committee.)

(Supervisors Alioto and Hongisto excused from voting.)

[Condominium Conversions]

Ordinance amending the Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the ground that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396;
Adds Subdivision Code Section 1396B.)

(Categorically exempted from environmental review.)

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

Finally Passed

[Motor Vehicles for Hire]

Ordinance amending Police Code, to establish a temporary fare increase for taxicabs and providing a termination date; making findings. (Supervisor Gonzalez)

File 121-90-9, Ordinance No. 383-90

(Adds Section 1135.5.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder, Walker - 5.

Monday, November 19, 1990

Recommendation of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the Mental Health Advisory Board.
(Administration and Oversight Committee)

File 92-90-21, Resolution No. 932-90

(Roy A. Neuner, PH.D., psychologist, vice Dr. Pamela G. Krell,
resigned, for the unexpired portion of a three-year term ending
January 31, 1992.)

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher,
Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder,
Walker - 5.

Consideration Continued

[Budget Analyst Contract]

Motion exercising the option set forth in the agreement between the
Board of Supervisors and the Harvey M. Rose Accountancy Corporation
Certified Public Accountants/Stanton Jones and Associates/Debra A.
Newman/Wallace, Mah & Co., Rodriquez, Perez & Company Certified
Public Accountants, Joint Venture, to extend the term of the
agreement from January 1, 1991 to December 31, 1991.
(Administration and Oversight Committee)

File 98-90-1

Supervisor Maher, seconded by Supervisor Hsieh, moved to
continue consideration to December 3, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher,
Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder,
Walker - 5.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

Monday, November 19, 1990

[Sale of Surplus City Property]

Ordinance ordering the sale of a vacated portion of Eagle Street between Yukon and Mono Streets; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-90-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder, Walker - 5.

[General Assistance - Income Disregard]

Ordinance amending Administrative Code, General Assistance Program, to add monthly eligibility, asset disregard, retrospective budgeting and grant supplement provisions to the income and asset disregard program. (Supervisor Walker)

File 97-90-46, Ordinance No.

(Amends Section 20.57.)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder, Walker - 5.

[Housing Programs Fees Fund]

Ordinance amending Administrative Code, relating to the establishment and administration of a Housing Program Fees Fund. (Mayor's Office of Housing)

File 97-90-54, Ordinance No.

(Adds Section 10.117-100.)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Kennedy, Nelder, Walker - 5.

Consideration Continued

Monday, November 19, 1990

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty.
(Finance Committee)

File 51-89-1.3, Resolution No.

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY
EMPLOYEES

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Marlys J. Eriksen	Damaged automobile	\$ 250.00	\$ 250.00
Martha E. Becker	Damaged automobile	<u>63.77</u>	<u>63.77</u>
	TOTAL	313.77	313.77

Supervisor Maher, seconded by Supervisor Hsieh, moved to continue consideration to December 3, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty.
(Finance Committee)

File 51-90-3, Resolution No.

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY
EMPLOYEES

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Steven Ager	Stolen boots	\$ 89.95	48.00
Connie Streifinger	Stolen diagnostic kit	415.00	210.00
Michael Potter	Stolen otoscope	350.00	175.00
Carmen Rodriguez	Broken car window	213.43	213.43
<u>MUNICIPAL RAILWAY</u>			
Lcomas Wolfe	Broken eyeglasses	150.00	150.00

Monday, November 19, 1990

PURCHASING

Alfredo Alfonso	Stolen tools	1,645.90	1,645.90
Michael Goldberg	Stolen tools	680.68	680.68
Michael Goldberg	Stolen tools	90.86	90.86
Bill Jessen	Stolen tools	1,195.68	1,195.68

RECREATION AND PARK

Peter De Gregorio	Broken windshield	225.99	225.99
Eleanor Louise Fielder	Broken Windshield	167.98	167.98

CHIEF ADMINISTRATIVE OFFICER

Bill Quan	Stolen carry on flight bag and contents	325.00	-0-
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CONTROLLER

Urmilia M. Damania	Damaged dress	47.00	31.00
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TOTAL	\$ 5,992.47	\$ 5,110.52
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Supervisor Maher, seconded by Supervisor Hsieh, moved to continue consideration to December 3, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Adopted

[Authorization to Expend Private Funds]

Resolution authorizing Department of Public Works to accept monetary compensation from property owners for the higher cost of procuring and installing special ornamental streetlight poles in Upper Ashbury Undergrounding District 309, Phase 2D. (Department of Public Works)

File 52-90-1, Resolution No. 926-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Juvenile Justice/Delinquency Prevention Grant]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$6,346 made available through the Office of Criminal Justice Planning for a project entitled "1990/91 JJDP Planning Grant"; and agreeing to provide local matching funds in the amount of \$6,346; providing for ratification of action previously taken. (Mayor)

Monday, November 19, 1990

File 68-90-17, Resolution No. 927-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Adopted

[Federal Grant]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$822,029 made available through the Department of Health and Human Services for a project entitled "San Francisco Gang Prevention Program"; and agreeing to provide in kind match in the amount of \$508,486; providing for ratification of action of previously taken. (Mayor)

File 68-90-19, Resolution No. 929-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Walker - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend an augmentation grant of \$678,895 from the California Department of Health Services, Office of AIDS, to continue funding the AIDS Drug Program for the period of July 1, 1990 through September 30, 1990; providing for ratification of action previously taken; authorizing the Department of Public Health, AIDS Office, to apply for, accept, and expend an augmentation grant in an amount not to exceed \$3,000,000 from the California Department of Health Services, Office of AIDS, to continue funding the AIDS Drug Program for the period of October 1, 1990 through June 30, 1991; providing for ratification of action previously taken. (Mayor)

File 146-90-79, Resolution No. 940-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant up to the amount of \$768,381 from the State of California, Department of Alcohol and Drug Programs for a long-term addiction/substance abuse treatment project for homeless persons in San Francisco; providing for ratification of action previously taken. (Mayor)

File 146-90-80, Resolution No. 941-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$513,000 from the Department of Health Services, Health Resources and Services Administration, to fund the AIDS/HIV Subacute Care Demonstration Project; providing for ratification of action previously taken. (Mayor)

File 146-90-81, Resolution No. 942-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Log Cabin Ranch School Contract Authorization]

Resolution authorizing the Juvenile Probation Department through the Chief Probation Officer to secure contracts, not to exceed \$50,000, for construction work and non-construction services with the City and County, other government agencies and private industry for youth at Log Cabin Ranch School; requesting an annual report on the implementation of these programs. (Supervisor Walker)

File 172-90-31, Resolution No. 943-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

[Rules and Regulations]

Resolution approving the rules and regulations for the Neighborhood Beautification and Graffiti Clean-up Fund. (Supervisor Gonzalez)

File 265-90-1, Resolution No. 944-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Recommendations of Administration and Oversight Committee

Adopted

[Appointment]

Resolution appointing member to the Emergency Medical Care Committee. (Administration and Oversight Committee)

File 92-90-12, Resolution No. 930-90

(Brian Trice, emergency nurse, vice Janet Welsh, term expired, for three-year term ending June 30, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Appointment]

Resolution appointing member to the Park and Open Space Advisory Committee. (Administration and Oversight Committee)

File 92-90-18, Resolution No. 931-90

(Jacob Sigg, California Native Plant Society, vice Bonnie-Jean Leddy, resigned, for the unexpired portion of the two-year term ending July 15, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

[Appointments]

Resolution appointing members to the Task Force on Transfer Benefits, terms ending upon completion of report to Mayor and Board of Supervisors. (Administration and Oversight Committee)

File 92-90-26, Resolution No. 933-90

(Albert Michael Zecher, public, new member;
Rosabelle Tobriner, Health Department, vice James Foster,
deceased.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Appointment]

Resolution appointing member to the Ballot Simplification Committee.
(Administration and Oversight Committee)

File 92-90-34.1, Resolution No. 934-90

(Nicholas DeLuca, Association of Broadcast Editorial Directors,
vice himself, term expired, for three-year term ending
November 30, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[ABAG Memorandum of Understanding]

Resolution approving participation in a Memorandum of Understanding with the Association of Bay Area Governments and member Counties to create an Advisory Hazardous Waste Management Facility Allocation Committee, and urging the mayor to submit a supplemental appropriation in the amount of \$6,376 to fund the City's participation in this Memorandum of Understanding. (Supervisor Kennedy)

File 93-90-24, Resolution No. 935-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

[Salary and Wage Division]

Resolution authorizing Civil Service Commission to expend funds to conduct the 1991-92 Salary Survey. (Civil Service Commission)

File 106-90-3, Resolution No. 936-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

[Landmarks]

Ordinance designating the Jackson Brewery Company Complex at 1475, 1477, 1479, 1479A, 1489 Folsom Street and 301-05, 315-319 and 333 Eleventh Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Tropical Hardwood Ban]

Ordinance amending Administrative Code, to prohibit the use, requisition or purchase, directly or indirectly, by any City or County Department or Agency, of any tropical hardwoods or tropical hardwood products. (Supervisors Walker, Alioto, Gonzalez)

File 97-90-55, Ordinance No.

(Adds Chapter 121.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Passed for Second Reading as Amended

Monday, November 19, 1990

[Toilet Water Usage]

Ordinance amending Plumbing Code, relating to water usage for toilets, to require water conserving fixtures in new buildings, or when water drainage systems are substantially altered, modified or renovated; and adopting findings. (Supervisor Maher)

File 120-90-1, Ordinance No.

(Amends Sections 905 and 1001.1.)

Supervisor Gonzalez, seconded by Supervisor Maher, moved an amendment of the whole entitled "Ordinance amending Plumbing Code, relating to water usage for toilets, to require water conserving fixtures in new buildings, or when water drainage systems are substantially altered, modified or renovated; and adopting findings".

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Adopted

[Taxi Zone]

Resolution rescinding location of taxicab stand on Seventh Street; and rescinding Resolution No. 694-90, an earlier rescision of taxicab stand on Seventh Street. (Department of Parking and Traffic)

File 15-90-6, Resolution No. 912-90

(Taxicab Stand - Rescind

Seventh Street, west side, from 5 feet to 85 feet north of Mission Street (80-foot zone), from 116 feet to 151 feet north of Mission Street (35-foot zone), and from 7 feet to 48 feet north of Jessie Street (41-foot zone).

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Monday, November 19, 1990

[Embarcadero Child Care Site]

Resolution declaring a statement of policy that the parcel of land bounded by Washington, Drumm, Battery and Clay Streets remain zoned "P" for Public Use; and urging the Chief Administrative Officer, and urging the Mayor to urge the City Planning Commission to plan the integration of a child care center into all feasibility and development studies of the downtown C-3 area. (Supervisor Walker)

File 43-90-3, Resolution No. 922-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

From Department of Public Works

Adopted

[Final Map]

Motion approving final map of Jennings Courts, Meade Avenue, west side of Jennings Street being a resubdivision of Lot 135 in Assessor's Block 4991; and adopting findings pursuant to City Planning Code Section 101.1.

File 58-90-25

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Monday, November 19, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

From the Clerk

(Only one of the following two motions should be adopted.)

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

Monday, November 19, 1990

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to disapproval of partial abandonment of service on Municipal Railway Line 82-X Levi Plaza Express.

File 7-90-11

(Filed October 31, 1990.)

(Line 82-X Levi Plaza Express, from Broadway and Battery Street to the Embarcadero and Spear Street, via Broadway and the Embarcadero.)

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

From Public Utilities Commission

Adopted

(Only one of the following two resolutions should be adopted.)

[Public Transportation]

Resolution approving abandonment of service on Municipal Railway Line 82X-Levi Plaza Express. (Public Utilities Commission)

File 7-90-11, Resolution No. 911-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

Tabled

Monday, November 19, 1990

[Public Transportation]

Resolution disapproving abandonment of service on Municipal Railway Line 82X-Levi Plaza Express. (Public Utilities Commission)

File 7-90-11.1, Resolution No.

Supervisor Hsieh, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of assessment of costs submitted by the Director of Public Works for repairs to building to make habitable so as to protect life, health and safety of the occupants ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund.

File 41-90-7.1

(Total costs \$28,501.)

The privilege of the floor was granted to the following person:

Marvin Anderson.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for repairs to building to make habitable so as to protect life, health and safety of the occupants ordered to be rendered at 522-524 Clipper Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-7.1, Resolution No. 920-90

Adopted by the following vote:

Monday, November 19, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of assessment of costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-90-9

The privilege of the floor was granted to the following person:

Elton West, 3042 Sacramento Street.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of Assessment of costs, submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-90-9, Resolution No. 921-90

<u>(Address)</u>	<u>Amount</u>
1906 Baker Street	\$ 495.00
201 Charter Oak Avenue	654.50
2843 Clay Street	495.00
2941 Clay Street	110.00
212 Elmira Street	236.50
224 Elmira Street	181.50
200-18 Fillmore Street	137.50
3007 Jackson Street	368.50
154 Julian Street	764.50
631 Larkin Street	198.00
3042 Sacramento Street	313.50
423-25 Valencia Street	770.00
435 Valencia Street	742.50
443-449 Valencia Street	1,457.50
475 Valencia Street	709.50
3136-40 Washington Street	198.00
3068-74 - 16th Street	863.50.)

Monday, November 19, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Ward - 7.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker - 4.

COMMITTEE REPORTS

Recommendation of Economic and Social Policy Committee

[Labor Dispute - Ship Repair Firms]

Motion requesting and authorizing the President of the Board of Supervisors to appoint a special labor relations fact finding committee to investigate and report concerning the existing labor dispute between ship repair firms and organized labor; urging the Mayor to refer the labor dispute to the bargaining task force for the purpose of mediation (in concert with federal mediation); and urging the Mayor to use the good services of his office toward resolving this dispute, and to participate personally in mediating this dispute.

File 176-90-8.1

Supervisor Gonzalez presented as recommendation of Economic and Social Policy Committee.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

Thereupon, the roll was called on the pending legislation and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Steven Black.

Monday, November 19, 1990

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Lombard Street Garage - No Charge Rate]
Resolution approving a no charge rate for the first hour of parking at the Lombard Street Garage for the holiday shopping season, November 23 - December 26, 1990. (Supervisor Walker)

File 47-90-14, Resolution No. 923-90

(November 13, 1990 - Introduced in Board for consideration on November 19, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-47, Resolution No. 945-90

(Richard Hongisto, member, Board of Supervisors, November 19 - December 2; Edward Chow, member, Health Commission, November 9 - 10; Libby Denebeim, member, Board of Education, November 7 - 12; Cleo Donovan, member, Civil Service Commission, November 7 - 9; Leonard Graff, member, Human Rights Commission, November 2 - 10; Anne Halsted, member, Port, November 14 - 19; Leroy King,

Monday, November 19, 1990

President, Redevelopment Agency, November 8 - 16; Peter Sammon, member, Human Rights Commission, November 14 - 23; Barbara Sklar, President, Art Commission, October 29 - November 2 and November 12 - 18, 1990.)

Adopted.

[U. C. Berkeley Participation in the Arizona Copper Bowl]
Resolution urging the University of California at Berkeley not to participate in the Arizona Copper Bowl. (Supervisor Hallinan)

File 178-90-3, Resolution No. 950-90

Adopted.

[Local Government Entities]
Resolution supporting local government entities and adequate funding for those entities. (Supervisor Kennedy)

File 266-90-2, Resolution No. 949-90

Adopted.

[Street Closing]
Resolution authorizing temporary closing of a portion of Castro Street; providing for Municipal Railway reimbursement; and providing for insurance. (Supervisor Britt)

File 42-90-43, Resolution No. 946-90

(Castro Street (one lane, on the east side), between Eighteenth and Nineteenth Streets, Sunday, December 2, 1990, from 7:00 a.m. to 10:00 p.m., for the decoration of a 40-foot Christmas Tree; and Castro Street between Eighteenth and Nineteenth Streets, Sunday, December 9, 1990, from 2:00 p.m. to 9:00 p.m., for a Christmas Tree Lighting Ceremony.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Street Closing]
Resolution authorizing temporary closing of a portion of Polk Street; waiving the requirement that sponsor provide insurance.

File 42-90-44, Resolution No. 947-90

Supervisor Britt presented for immediate adoption.

Adopted.

Monday, November 19, 1990

[Street Closing]

Resolution authorizing temporary closing of a portion of Stevenson Street.

File 42-90-45, Resolution No. 948-90

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Absent: Supervisors Hongisto, Kennedy, Nelder, Walker, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Grant - Federal]

Resolution authorizing the Department of Public Health, Aids Office, to apply for a grant not to exceed \$7,000,000 from the Health Resources and Services Administration to fund the comprehensive aids resources emergency (CARE) disaster relief grant program. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the November 28, 1990 meeting.

File 146-90-88

[Authorizing Acceptance HHS Grant of \$436,800]

Resolution authorizing the Department of Social Services to apply for, accept, and expend a grant from the Department of Health and Human Services, Maternal and Child Health Bureau in the amount of \$436,800 for development of case management services to medically fragile and HIV positive infants. (Supervisor Walker presented.) Referred to Finance Committee.

File 153-90-6

Monday, November 19, 1990

[Moshulu - SF Port]

Substitute resolution supporting the return of the Moshulu to San Francisco, and urging the Mayor to urge the Port Commission to incorporate the concept of berthing the Moshulu at a designated pier suitable for recreational and business meeting activities in the planning activities now underway pursuant to Proposition H, approved by the voters of the City at the November 6, 1990 election; and urging the Mayor to use his good offices to assist in building support for the return of the Moshulu home to San Francisco by (1) forming a technical advisory committee of appropriate departmental personnel to assist in evaluating the proposed berthing, development and maintenance of the Moshulu, and (2) assisting in the dissemination of information to the community about efforts to return the Moshulu to her San Francisco waterfront home. (Supervisor Walker presented.) Referred to City Services Committee with request it be considered at the December 4, 1990 meeting.

File 173-90-2

Referred to Committee

[Mission Bay Development Agreement]

Motion amending Exhibit A-4, and Section 7.4(a)(iv)(E) of the Development Agreement. (Supervisor Walker presented.) Referred to Mission Bay Committee.

File 255-90-3

Requests for Hearings

File 100-90-1.6, By Supervisor Walker: To consider release of \$251,233, Mayor's Office, personnel budget. Referred to Finance Committee with request it be considered at the November 28, 1990 meeting.

File 100-90-14, By Supervisor Hallinan: To consider whether the Board of Supervisors should request the Mayor to provide an appropriation in next year's budget for a feasibility study on municipalizing PG&E. Referred to Finance Committee.

File 101-90-29, By Supervisor Walker: To consider Expanded Planning Advisory Group's Report on the Division of Mental Health, Substance Abuse and Forensic Services, in accordance with the Annual Appropriation Ordinance. (Supervisor Walker presented.) Referred to Finance Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney prepare legislation urging the Mayor to provide an appropriation in next year's budget for a feasibility study on municipalizing PG&E.

Monday, November 19, 1990

By Supervisor Kennedy, that Budget Analyst prepare a report on whether there would be cost savings to the City by replacing free-flow faucets with pump-style faucets.

By Supervisor Kennedy, that letter be sent to the Water Department inquiring as to the feasibility of converting free-flow faucets to pump-style faucets in City-owned buildings.

By Supervisor Kennedy, that letter be sent to the Chief of Police transmitting copy of correspondence and requesting response to inquiry regarding the problem of prostitution on Octavia Street, between Grove and Haight Streets.

ADJOURNMENT

There being no further business, the Board at the hour of 3:45 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 12, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 48

Monday, December 3, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 3, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Kennedy, Nelder, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:13 p.m.

Supervisor Hongisto was noted present at 2:13 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Nelder excused. (See infra.)

Supervisor Ward excused. (See infra.)

Supervisors Nelder and Ward Excused

The Clerk announced that Supervisors Nelder and Ward requested to be excused from attending today's meeting.

Thereupon, Supervisor Hsieh, seconded by Supervisor Hallinan, moved to excuse Supervisors Nelder and Ward from attendance today.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Monday, December 3, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Sale of Surplus City Property]

Ordinance ordering the sale of a vacated portion of Eagle Street between Yukon and Mono Streets; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-90-4, Ordinance No. 388-90

Finally passed.

[General Assistance - Income Disregard]

Ordinance amending Administrative Code, General Assistance Program, to add monthly eligibility, asset disregard, retrospective budgeting and grant supplement provisions to the income and asset disregard program. (Supervisor Walker)

File 97-90-46, Ordinance No. 389-90

(Amends Section 20.57.)

Finally passed.

[Housing Programs Fees Fund]

Ordinance amending Administrative Code, relating to the establishment and administration of a Housing Program Fees Fund. (Mayor's Office of Housing)

File 97-90-54, Ordinance No. 390-90

(Adds Section 10.117-100.)

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$39,634, Department of Public Health - Central Office, for permanent salaries-miscellaneous and rescinding \$39,634 from permanent salaries-miscellaneous, for the creation of one position Classification 123A Director of Homeless Program, and deletion of one position Classification 2248 Assistant Director of Clinical Services II). (Controller)

File 101-90-27, Ordinance No.

Passed for second reading.

Monday, December 3, 1990

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1990-91, Department of Public Health, Central Office, reflecting the addition of one position and the deletion of one position; companion measure to File 101-90-27. (Civil Service Commission)

File 102-90-6, Ordinance No.

Passed for second reading.

Adopted

[Emergency Work]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer and easements at Mount Vernon and Mission Streets. (Department of Public Works)

File 28-90-20, Resolution No. 955-90

Adopted.

[Employee Replacement]

Resolution approving immediate filling of vacated position of Classification 1168 - Director of Health, Department of Public Health. (Department of Public Health)

File 31-90-9, Resolution No. 956-90

Adopted.

[Acceptance of a Gift]

Resolution authorizing acceptance by the Fire Department of a hydraulic boat crane valued at \$8,500 from the Soroptimist International of San Francisco for placement on the Fireboat "Phoenix". (Fire Department)

File 38-90-17, Resolution No. 958-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Business and Economic Development to expend a grant from the Federal Economic Development Administration of \$50,000 for a program to retain employment in San Francisco threatened by severe economic dislocation as a result of the earthquake. (Supervisor Hallinan)

File 68-90-20, Resolution No. 961-90

Adopted.

Monday, December 3, 1990

[Grant - State Funds]

Resolution authorizing the Executive Director of the Port to apply for, accept and expend \$2 million from the California Department of Commerce Office of Local Development to repair earthquake damages and make required code improvements on Pier 45 consistent with the development of the Fisherman's Wharf Seafood Center Project. (Port)

File 144-90-3, Resolution No. 963-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing Department of Public Health, AIDS Office, to apply for a grant not to exceed \$7,000,000 from the Health Resources and Services Administration to fund the Comprehensive AIDS Resources Emergency (CARE) Disaster Relief Grant Program. (Supervisor Walker)

File 146-90-88, Resolution No. 967-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$1,490,000 for the pavement renovation of various streets as listed in this resolution. (Department of Public Works)

File 148-90-4, Resolution No. 968-90

(Army Street - Potrero Avenue to San Jose Avenue;
Lake Street - Arguello Boulevard to 14th Avenue;
Presidio Avenue - Pacific Avenue to Geary Boulevard;
Wheelchair ramps - various locations.)

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Suzanne Ferry against the City and County by payment of \$10,000. (City Attorney)

File 45-90-51, Ordinance No. 384-90

(Superior Court No. 852-788.)

Finally passed.

Monday, December 3, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County versus Thomas and Francoise Stone by payment of \$850,000. (City Attorney)

File 45-90-52, Ordinance No. 385-90

(Superior Court No. 915-870.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Ann Bell Ratcliffe against the City and County by payment of \$6,000. (City Attorney)

File 45-90-53, Ordinance No. 386-90

(Municipal Court No. 032-873.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Landmarks]

Ordinance designating the Jackson Brewery Company Complex at 1475, 1477, 1479, 1479A, 1489 Folsom Street and 301-05, 315-319 and 333 Eleventh Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-90-3, Ordinance No. 387-90

Finally passed.

[Tropical Hardwood Ban]

Ordinance amending Administrative Code, to prohibit the use, requisition or purchase, directly or indirectly, by any City or County Department or Agency, of any tropical hardwoods or tropical hardwood products. (Supervisors Walker, Alioto, Gonzalez)

File 97-90-55, Ordinance No. 391-90

(Adds Chapter 121.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Monday, December 3, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Consideration Continued

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-89-1.3, Resolution No.

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEES

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Marlys J. Eriksen	Damaged automobile	\$ 250.00	\$ 250.00
Martha E. Becker	Damaged automobile	<u>63.77</u>	<u>63.77</u>
	TOTAL	313.77	313.77

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-90-3, Resolution No.

Monday, December 3, 1990

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEE

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommend</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Steven Ager	Stolen boots	\$ 89.95	48.00
Connie Streifinger	Stolen diagnostic kit	415.00	210.00
Michael Potter	Stolen otoscope	350.00	175.00
Carmen Rodriguez	Broken car window	213.43	213.43
<u>MUNICIPAL RAILWAY</u>			
Lacomas Wolfe	Broken eyeglasses	150.00	150.00
<u>PURCHASING</u>			
Alfredo Alfonso	Stolen tools	1,645.90	1,645.90
Michael Goldberg	Stolen tools	680.68	680.68
Michael Goldberg	Stolen tools	90.86	90.86
Bill Jessen	Stolen tools	1,195.68	1,195.68
<u>RECREATION AND PARK</u>			
Peter De Gregorio	Broken windshield	225.99	225.99
Eleanor Louise Fielder	Broken Windshield	167.98	167.98
<u>CHIEF ADMINISTRATIVE OFFICER</u>			
Bill Quan	Stolen carry on flight bag and contents	325.00	-0-
<u>CONTROLLER</u>			
Urmilia M. Damania	Damaged dress	47.00	31.00
TOTAL		\$ 5,992.47	\$5,110.52

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Recommendation of Administration and Oversight Committee

Consideration Continued

[Budget Analyst Contract]

Motion exercising the option set forth in the agreement between the Board of Supervisors and the Harvey M. Rose Accountancy Corporation Certified Public Accountants/Stanton Jones and Associates/Debra A.

Monday, December 3, 1990

Newman/Wallace, Mah & Co., Rodriquez, Perez & Company Certified Public Accountants, Joint Venture, to extend the term of the agreement from January 1, 1991 to December 31, 1991.
(Administration and Oversight Committee)

File 98-90-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Toilet Water Usage]

Ordinance amending Plumbing Code, relating to water usage for toilets, to require water conserving fixtures in new buildings, or when water drainage systems are substantially altered, modified or renovated; and adopting findings. (Supervisor Maher)

File 120-90-1, Ordinance No. 392-90

(Amends Sections 905 and 1001.1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$23,600, Sheriff Department, for other equipment rental (mobile boiler - San Bruno Jail). (Controller)

File 101-90-25, Ordinance No.

Passed for second reading by the following vote:

Monday, December 3, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Government Funding]

Ordinance appropriating \$993,189, Superior Court, for telephone, office machine rental, janitorial services, rental of property, office equipment, law books and services of other departments - building repair, for fiscal year 1990-91. (Controller)

File 101-90-28, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted

[Lease of Real Property]

Resolution authorizing lease of real property at 575 Polk Street for the Superior Court to house three new temporary courtrooms; companion measure to File 101-90-28. (Real Estate Department)

File 64-90-41, Resolution No. 960-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Passed for Second Reading

[Hold Harmless Agreement]

Ordinance amending Administrative Code, authorizing the Health Commission to execute a hold harmless agreement with the State Department Health Services for the Medically Indigent Care Reporting System to incorporate an indemnification against claims from infringement clause. (Department of Public Health)

File 97-90-58, Ordinance No.

(Adds Section 1.39.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

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Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted

[Acceptance of a Gift]

Resolution accepting gift of four concrete pipe sections at Sharp Park Golf Course, valued at \$5,600, from Satterfield and Company, for use by the Recreation and Park Department. (Recreation and Park Department)

File 38-90-16, Resolution No. 957-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Sewage Treatment Works Construction Financing]

Resolution finding and determining that the Lake Merced Transport/Storage Facilities Project will protect and preserve the environment and that the use of loan funds is the most cost-effective method of financing the project; authorizing the application for an execution of loan agreement not to exceed approximately \$40 million. (Chief Administrative Officer)

File 53-90-2, Resolution No. 959-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted as Amended

[Federal Funding - Community Development]

((Resolution approving the 1991 Community Development Program and Housing Assistance Plan; authorizing the Mayor on behalf of the City and County of San Francisco, to apply for, receive and expend the City's 1991 Community Development Block Grant (CDBG) Entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development Programs up to \$18,071,076, approving expenditure schedules for recipient departments and agencies and for indirect costs and determining no environmental evaluation is required; authorizing the receipt and deposit in contingencies of 1991 CDBG entitlement funds in excess of \$18,071,076; placing \$610,591 on reserve.)) (Mayor)

Resolution approving the 1991 Community Development Program and Housing Assistance Plan, as amended; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for,

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receive, and expend the City's 1991 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development Programs up to \$18,071,076; authorizing the Mayor to enter into and execute contracts with the San Francisco Housing Authority, the San Francisco Redevelopment Agency, and agencies and departments identified in the 1991 Community Development Program and Housing Assistance Plan, as amended; approving indirect costs, and determining no environmental evaluation is required; authorizing the receipt and deposit in contingencies of 1991 CDBG entitlement funds in excess of \$18,071,076; and placing \$660,591 on reserve.

File 79-90-4, Resolution No. 962-90

Supervisor Walker, seconded by Supervisor Hallinan, moved an amendment of the whole entitled "Resolution approving the 1991 Community Development Program and Housing Assistance Plan, as amended; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, receive, and expend the City's 1991 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development Programs up to \$18,071,076; authorizing the Mayor to enter into and execute contracts with the San Francisco Housing Authority, the San Francisco Redevelopment Agency, and agencies and departments identified in the 1991 Community Development Program and Housing Assistance Plan, as amended; approving indirect costs, and determining no environmental evaluation is required; authorizing the receipt and deposit in contingencies of 1991 CDBG entitlement funds in excess of \$18,071,076; and placing \$610,591 on reserve."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Walker - 6.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Hongisto, Kennedy, Nelder, Ward - 4.

Supervisor Maher, seconded by Supervisor Hsieh, moved to delete \$19,000 from Bernal Heights Community Foundation for the Farmer's Market housing project.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher - 2.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker - 5.

Absent: Supervisors Hongisto, Kennedy, Nelder, Ward - 4.

Supervisor Gonzalez, seconded by Supervisor Maher, moved to further amend as follows: On title, page one, line 13: replace "610,591" with "660,591"; page three, line 6: after "Pool" insert

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"\$50,000 from contingency funds of which \$20,000 is set aside for the Mission Economic Development Association to continue the Mission revitalization project and \$30,000 for the Mission Economic Cultural Association for rehabilitation project (new offices)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Walker - 6.

Noes: Supervisor Britt - 1.

Absent: Supervisors Hongisto, Kennedy, Nelder, Ward - 4.

Amendment of the Whole, as amended, adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Dental Bureau, to apply for a grant of \$157,754 from the California Department of Health Services for a tobacco education program for children at risk in community dental clinics; providing for ratification of action previously taken. (Mayor)

File 146-90-82, Resolution No. 971-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, to apply for a grant of \$197,900 from the State Department of Health Services for materials and resources identifying health service available to lawful temporary residents of San Francisco; providing for ratification of action previously taken. (Mayor)

File 146-90-83, Resolution No. 964-90

Adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Health Promotion and Education, to apply for a grant of \$5,200 from the Centers for Disease Control for Conference Support Grant Program funded by the grant; providing for ratification of action previously taken. (Mayor)

File 146-90-84, Resolution No. 965-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for a grant up to the amount of \$6,721,444 from the State of California, Department of Alcohol and Drug Programs to reduce client waiting period for substance abuse treatment services; providing for ratification of action previously taken. (Mayor)

File 146-90-85, Resolution No. 966-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

[Fee Increase]

Resolution increasing filing fees in Civil cases in the Superior Court provided in Government Code Sections 26820.4, 26820.8, 26826, 26827, 26840.3, 26840.4, 26863, 68090 and 68090.7. (Superior Court)

File 198-90-3, Resolution No. 969-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

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[Fee Increase]

Resolution increasing filing fees in Civil cases in the Municipal Court provided in Government Code Sections 72055 and 72056 as provided by Government Code Sections 26863, 68090 and 76381.5(d). (Municipal Court)

File 198-90-4, Resolution No. 970-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Recommendation of Administration and Oversight Committee

Consideration Continued

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with San Francisco Interns and Residents Association. (Employee Relations Division)

File 93-90-25, Resolution No.

Supervisor Walker, seconded by Supervisor Hongisto, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing to consider whether public interest and necessity require the City and County of San Francisco to acquire by eminent domain the property described as Lots 7, 8, 8A, 9 and 10 in Assessor's Block 3742, also known as 289 Stewart Street, for the Embarcadero Surface Roadway Project, the Muni Metro Turnaround Project and open space. (Supervisor Kennedy)

File 84-90-5.1

(Pursuant to Notice of Intention given in Motion adopted by the Board on November 5, 1990.)

The privilege of the floor was granted to the following person:

Dehnert Queen, Small Business Development Corporation.

Consideration Continued

[Eminent Domain]

Resolution authorizing acquisition of Lots 7, 8, 8A, 9 and 10 in Assessor's Block 3742, also known as 289 Steuart Street, by eminent domain for the Embarcadero Surface Roadway Project, the Muni Metro Turnaround Project and open space and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Kennedy)

File 84-90-5.1, Resolution No.

Supervisor Maher, seconded by Supervisor Hsieh, moved to continue consideration to December 10, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Ace Washington.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Maher requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

[Firebombing]

((Resolution denouncing the firebombing of the Jewish Community Center, the Metropolitan Community Church and the Congregation Beth Israel-Judea.)) (Supervisor Maher)

File 263-90-4, Resolution No. 954-90

Supervisor Maher, seconded by Supervisor Hallinan, moved an amendment of the whole entitled:

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Resolution denouncing the firebombings of the San Francisco Jewish Community Center, the Metropolitan Community Church, Congregation Beth Israel-Judea, and all acts of hate crimes, and memorializing his Honor, the Mayor, to urge the Human Rights Commission to conduct educational programs.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Supervisor Walker requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

[Election Declaration]

Resolution declaring the results of the Consolidated General Election conducted November 6, 1990, in the City and County of San Francisco. (Clerk of the Board)

File 60-90-23, Resolution No. 952-90

Supervisor Walker, seconded by Supervisor Hsieh, moved to amend page one, line 9, by replacing "November 26" with "December 3" and line 18, by replacing "November 8" with "November 6".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

The Board resumed its consideration of the following item on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-48, Resolution No. 951-90

(Tom Hsieh, member, Board of Supervisors, December 7 - 9; Amalia Mesa-Bains, member, Arts Commission November 20 - December 3; Henry E. Berman, member, Fire Commission, November 12 - 15; Rand Castile, Director, Asian Art Museum, November 18 - 28; Kenneth E. Dowlin, City Librarian, December 12 - 19; Thomas J. Elzey, General Manager, Public Utilities Commission, November 29 - December 9; Richard J. Evans, Director, Department of Public Works, December 14 - 18; V. Fei Tsen, member, Redevelopment Agency, November 17 - 28; Dr. Sidney E. Foster, member, Health Service Board, November 28 - December 5; Louis J. Giraudo, member, Police Commission, December 4 - 6; Allen C. Haile, member, Social Services Commission, November 30 - December 2; Stanley Herzstein, member, Commission on the Aging, December 4 - 11; Caryl Ito, member, Commission on the Status of Woman November 27 - December 4, and December 7 - 12; John Kecker, member, Police Commission, November 8 - 13; Molly Martin, member, Commission on the Status of Woman, November 29 - December 6; Grant S. Mickens, member, Civil Service Commission, November 20 - 26; David H. Neely, Vice President, Social Services Commission, November 19 - 16; Harry S. Parker III, member, Fine Arts Museums, November 20 - 25 and December 15 - January 1, 1991; Carlota Texidor del Portillo, member, Civil Service Commission, November 7 - 12; Frederick F. Postel, Chief, Fire Department, December 3 - 7; Jill Schlichtmann, member, Rent Stabilization and Arbitration Board, December 7 - 16, 1990.

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Special Use District]

Resolution extending to February 1, 1991, the time for the City Planning Commission to render its decision on amendment to the City Planning Code initiated by the Board of Supervisors to establish the Alamo Square/Buena Vista North Special Use District.

File 81-90-2.2, Resolution No. 953-90

Supervisor Kennedy presented for immediate adoption.

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Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Absent: Supervisors Kennedy, Nelder, Ward - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Filing Fee - Domestic Partnership]
Ordinance amending Administrative Code by adding Chapter 62, Section 62.8 to establish a filing fee of thirty-five dollars (\$35) for the filing of declarations of domestic partnership and amendments to declarations of domestic partnership. (Supervisor Britt presented.) Referred to Finance Committee with request it be considered at the December 19, 1990 meeting.

File 97-90-62

[Development Agreement]
Ordinance amending Administrative Code by amending Sections 56.8, 56.14, 56.15, 56.16 and 56.17 clarifying the notice provisions and conforming to the Mission Bay Development Agreement. (Supervisor Hongisto presented.) Referred to Select Committee on Mission Bay Development.

File 97-90-63

[Development Agreement]
Ordinance amending Administrative Code by amending Section 56.17(e) to permit the Board of Supervisors to review a Planning Commission determination to issue a Certificate of Compliance. (Supervisor Hongisto presented.) Referred to Select Committee on Mission Bay Development.

File 97-90-64

[Fees - Video Display Terminal]
Ordinance amending Health Code by adding Section 1310, providing for application fees for variances and exemptions from the requirements

of the video display terminal workers safety ordinance. (Supervisors Walker and Alioto presented.) Referred to Finance Committee.

File 118-90-8

[Parking Facility - 24th and Utah Streets]
Substitute resolution endorsing the construction of a parking facility at 24th and Utah Streets and urging the Mayor to urge the Health Commission and the Chief Administrative Officer to begin construction of a parking facility at 24th and Utah Streets in advance of the construction of the mental health facility at San Francisco General Hospital. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 47-90-6

[Grant - State Funds]
Resolution authorizing the Juvenile Probation Department to apply for, accept and expend funds in the amount of approximately \$1,275,871 and any additional funds which may become available in the future from the Department of the Youth Authority, State of California, for the purpose of performing deferred maintenance in order to eliminate health and safety hazards at the Youth Guidance Center pursuant to the County Correctional Facility Capital Expenditure and Youth Facility Bond Act of 1988. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the December 12, 1990 meeting.

File 141-90-1

[Ballpark Advisory Committee]
Resolution creating a Ballpark Advisory Committee to solicit and review proposals for the purpose of retaining the San Francisco Giants Baseball Team in San Francisco and to report to the Board of Supervisors on its findings within six months. (Supervisor Alioto presented.) Referred to City Services Committee.

File 174-90-8

Referred to Board

[Alcatraz Island Project]
Resolution declaring the Board of Supervisors' support for staging a production of Ingmar Bergman's "The Seventh Seal" on Alcatraz Island from April through June, 1991. (Supervisors Hsieh and Alioto presented.) Referred to Board December 10, 1990 Immediate Adoption Calendar.

File 197-90-3

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Referred to Committee

[CEQA Findings]

Resolution adopting and incorporating by reference the Mission Bay findings approved by the City Planning Commission by its Resolution No. 12040 and the findings approved by the Port Commission by its Resolution No. 90-99 and adopting further findings pursuant to the California Environmental Quality Act, including a finding of the overriding benefits of the Mission Bay Project. (Supervisor Hongisto presented.) Referred to Select Committee on Mission Bay Development.

File 255-90-7

Requests for Hearings

File 100-89-1.20, By Supervisor Walker: To consider release of reserve in the amount of \$18,000 from the Fire Department consent decree program to pay for 15 employees to attend a four-day residential training session at Lone Mountain Conference Center of the University of San Francisco from November 27, 1990 through November 30, 1990. Referred to Finance Committee with request it be considered at the December 12, 1990 meeting.

File 18-90-21, By Supervisor Kennedy: To consider feasibility of installing three-way Stop sign at the corners of Ashton and De Montfort Avenues. Referred to Economic and Social Policy Committee.

File 57-90-2, By Supervisor Kennedy: To consider the curbside recycling program. Referred to City Services Committee with request it be considered at the December 18, 1990 meeting.

File 146-90-98, By Supervisor Walker: To consider why the Department of Public Health has not submitted to the Board of Supervisors a resolution or letter of intent regarding the Department's plans to apply for federal Campus Grant funds for substance abuse treatment. Referred to Finance Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney prepare appropriate legislation to accomplish the following: allow all disabled parking locations (blue zones) to be towaway areas for illegal parking, whether or not the blue zone meets State standards for such designation; require that curb cuts for the disabled be painted red and allow all parking which blocks curb cuts for the disabled to be tow-away areas.

By Supervisor Gonzalez, that letter be sent to the San Francisco Convention and Visitors Bureau requesting a report on the economic benefits to the San Francisco Bay Area and the City and County of San Francisco that would result if Candlestick Park and Stanford Stadium were to be selected by the World Cup '94 Organizing

Committee as venues for first round matches, quarter final and semifinal soccer games for the 1994 World Cup Soccer competition and to include the number of news media organizations that would be involved in covering such an event and the worldwide viewer audience that potentially will see the Bay Area matches.

By Supervisor Gonzalez, that Budget Analyst submit a report within 30 days that will outline the potential economic benefits that would accrue to the City and County of San Francisco if Candlestick Park were to be selected as a venue for the 1994 World Cup Soccer Games (first round matches and quarter final soccer games) and to include the number of national and international news media organizations that would be involved in covering such an event and the soccer community officials who would be expected to stay in San Francisco hotels.

By Supervisor Gonzalez, that Budget Analyst advise whether he can issue a comprehensive audit report on the San Francisco Police Department's 911 system within 30 days.

By Supervisor Kennedy, that letter be sent to Director of Public Works transmitting copy of brochure concerning a root control procedure and inquiring whether the department has reviewed and investigated this product.

By Supervisor Kennedy, that letter be sent to the Chief Administrative Officer transmitting copy of literature concerning graffiti remover product and inquiring whether the he has reviewed and investigated this product.

By Supervisor Kennedy, that letter be sent to the Chief Administrative Officer transmitting copy of literature concerning the electric G-van and inquiring whether the he has reviewed and investigated this product.

By Supervisor Kennedy, that letter be sent to the Chief Administrative Officer to determine whether he has investigated the County Supervisors Association of California's Telecommunications Network proposal.

By Supervisor Kennedy, that letter be sent to the Public Utilities Commission transmitting copy of California Water Awareness Committee's 1991 Water Awareness Campaign for review and comment on whether San Francisco should participate in this program.

By Supervisor Kennedy, that letter be sent to the Director of Health to inquire whether procedures can be implemented which would allow the wheelchair of the disabled to accompany him/her when he/she is transported by the Emergency Medical Services paramedics to the hospital.

By Supervisor Kennedy, that letter of inquiry be sent to Presiding Judge, Municipal Court, to determine the status of the request to increase the bail to \$50.00 for violation of California Vehicle Code Section 22522 (parking within three feet of any sidewalk access ramp) pursuant to Board of Supervisors Resolution Number 178-89.

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By Supervisor Maher, that City Attorney prepare appropriate legislation which would change the street name of "Commerce Street", a block-long street in the Financial District, to "John Maher Street".

By Supervisor Walker, that letter be sent to Executive Director, Parking and Traffic Department, inquiring whether Stop signs should be installed at the Polk Street crosswalk, from Grove to McAllister Streets.

By Supervisor Walker, that letter of inquiry be sent to Director of Health to determine why the Department has not submitted to the Board of Supervisors a resolution or letter of intent regarding the Department's plans to apply for Federal Campus grant funds for substance abuse treatment.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Rita Bernell (Supervisor Hongisto)
Archie Brown (Supervisor Hallinan)

File 2-90-48

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:21 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, December 3, 1990

Approved by the Board of Supervisors on August 19, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 49

Monday, December 10, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 10, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:09 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Ward - 3.

Quorum present.

Supervisor Gonzalez was noted present at 2:10 p.m.

Supervisor Hongisto was noted present at 2:20 p.m.

Supervisor Ward was noted present at 2:22 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, June 11 and Friday, June 15, 1990 be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Monday, December 10, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$23,600, Sheriff Department, for other equipment rental (mobile boiler - San Bruno Jail). (Controller)

File 101-90-25, Ordinance No.394-90

Finally passed.

[Government Funding]

Ordinance appropriating \$39,634, Department of Public Health - Central Office, for permanent salaries-miscellaneous and rescinding \$39,634 from permanent salaries-miscellaneous, for the creation of one position Classification 123A Director of Homeless Program, and deletion of one position Classification 2248 Assistant Director of Clinical Services II). (Controller)

File 101-90-27, Ordinance No. 395-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1990-91, Department of Public Health, Central Office, reflecting the addition of one position and the deletion of one position; companion measure to File 101-90-27. (Civil Service Commission)

File 102-90-6, Ordinance No. 397-90

Finally passed.

[Government Funding]

Ordinance appropriating \$993,189, Superior Court, for telephone, office machine rental, janitorial services, rental of property, office equipment, law books and services of other departments - building repair, for fiscal year 1990-91. (Controller)

File 101-90-28, Ordinance No. 396-90

Finally passed.

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[Hold Harmless Agreement]

Ordinance amending Administrative Code, authorizing the Health Commission to execute a hold harmless agreement with the State Department Health Services for the Medically Indigent Care Reporting System to incorporate an indemnification against claims from infringement clause. (Department of Public Health)

File 97-90-58, Ordinance No. 393-90

(Adds Section 1.39.)

Finally passed.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Bureau of Communicable Disease Control, Tuberculosis Control Division, to accept and expend a grant supplemental of \$53,825, from the Department of Health and Human Services for the Tuberculosis Control Project. (Mayor)

File 146-90-86, Resolution No. 987-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-89-1.3, Resolution No. 983-90

Monday, December 10, 1990

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEES

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Marlys J. Eriksen	Damaged automobile	\$ 250.00	\$ 250.00
Martha E. Becker	Damaged automobile	63.77	63.77
TOTAL		313.77	313.77

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-90-3, Resolution No. 984-90

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEES

<u>Department/ Claimant</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>DEPARTMENT OF PUBLIC HEALTH</u>			
Steven Ager	Stolen boots	\$ 89.95	48.00
Connie Streifinger	Stolen diagnostic kit	415.00	210.00
Michael Potter	Stolen otoscope	350.00	175.00
Carmen Rodriguez	Broken car window	213.43	213.43
<u>MUNICIPAL RAILWAY</u>			
Lacomas Wolfe	Broken eyeglasses	150.00	150.00
<u>PURCHASING</u>			
Alfredo Alfonso	Stolen tools	1,645.90	1,645.90
Michael Goldberg	Stolen tools	680.68	680.68
Michael Goldberg	Stolen tools	90.86	90.86
Bill Jessen	Stolen tools	1,195.68	1,195.68
<u>RECREATION AND PARK</u>			
Peter De Gregorio	Broken windshield	225.99	225.99
Eleanor Louise Fielder	Broken Windshield	167.98	167.98

CHIEF ADMINISTRATIVE OFFICER

Bill Quan	Stolen carry on flight bag and contents	325.00	-0-
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CONTROLLER

Urmilia M. Damania	Damaged dress	47.00	31.00
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TOTAL	\$ 5,992.47	\$5,110.52
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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recommendations of Administration and Oversight Committee

Adopted as Amended

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with San Francisco Interns and Residents Association. (Employee Relations Division)

File 93-90-25, Resolution No. 986-90

Supervisor Hallinan, seconded by Supervisor Walker, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Budget Analyst Contract]

((Motion exercising the option set forth in the agreement between the Board of Supervisors and the Harvey M. Rose Accountancy Corporation Certified Public Accountants/Stanton Jones and Associates/Debra A. Newman/Wallace, Mah & Co., Rodriguez, Perez & Company Certified Public Accountants, Joint Venture, to extend the term of the agreement from January 1, 1991 to December 31, 1991.)) (Administration and Oversight Committee)

Motion approving agreement between the Board of Supervisors and Stanton W. Jones and Associates/Debra A. Newman/Rodriguez, Perez, Delgado & Company, certified public accountants; Harvey M. Rose Accountancy Corporation, certified public accountants/Wallace, Mah & Louie, certified public accountants - a joint venture.

File 98-90-1

Monday, December 10, 1990

Supervisor Kennedy, seconded by Supervisor Hallinan, moved an amendment of the whole entitled, "Motion approving agreement between the Board of Supervisors and Stanton W. Jones and Associates/Debra A. Newman/Rodriguez, Perez, Delgado & Company, certified public accountants/Harvey M. Rose Accountancy Corporation, certified public accountants/Wallace, Mah & Louie, certified public accountants - a joint venture."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recommendations of Economic and Social Policy Committee

Consideration Continued

(Supervisor Ward dissenting in Committee.)

(Supervisors Alioto and Hongisto excused from voting.)

[Condominium Conversions]

Ordinance amending the Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the ground that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396;
Adds Subdivision Code Section 1396B.)

(Categorically exempt from environmental review)

Monday, December 10, 1990

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 17, 1990.

Supervisors Alioto and Hongisto have been excused from voting by previous action of the Board. See Journal of Proceedings of October 15, 1990.

In response to Supervisor Kennedy's inquiry why various Supervisors who voted in the past are now advised they have a conflict of interest, Deputy City Attorney Ted Lakey indicated he has consulted with the three Supervisors individually and because of change of circumstances did advise them they have a possible conflict of interest. If the individual Supervisor wish to state the situation which cause the possible conflict he/she may do so. Mr. Lakey also cautioned the Supervisors if they challenge the conflict of interest ruling there may be very serious consequences.

Supervisor Hallinan indicated the City Attorney has advised him he may have a financial conflict on this matter and it is his intention to absent himself when this item is voted on.

The roll was called on the motion to continue and it was adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 8.

Excused: Supervisors Alioto, Hongisto - 2.

Absent: Supervisor Hallinan - 1.

Request Granted

Supervisor Kennedy, seconded by Supervisor Walker, moved to direct the Clerk of the Board to send a letter to the Fair Political Practice Commission inquiring why three members of the Board of Supervisors have been advised they have a possible conflict of interest and should not vote on the legislation to amend the Subdivision Code.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Clerk directed to comply.

From the Clerk

Adopted

Monday, December 10, 1990

[Eminent Domain]

Resolution authorizing acquisition of Lots 7, 8, 8A, 9 and 10 in Assessor's Block 3742, also known as 289 Steuart Street, by eminent domain for the Embarcadero Surface Roadway Project, the Muni Metro Turnaround Project and open space and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Kennedy)

File 84-90-5.1, Resolution No. 972-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$77,697, Board of Supervisors, for membership dues; subject of previous budgetary denial. (Controller)

File 101-90-26, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Passed for Second Reading as Amended

[Grant Applications]

Ordinance amending Administrative Code, to amend the procedure used by the Board of Supervisors in considering and approving applications for grants by City officers, employees, boards or commissions. (Supervisor Walker)

File 97-90-56, Ordinance No.

(Amends Sections 10.170, 10.170-2 and 10.170-4.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend page two, between lines one and two by inserting, "A statement of whether the City is or has been participating in this or similar projects." and amend page two, between lines seven and eight by inserting, "Information on whether there will be any contractual services and if so, whether such services will be sent out to bid.".

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Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Nelder - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Nelder - 2.

Passed for Second Reading

[Credit Cards and Automatic Teller Cards]
Ordinance amending Administrative Code, to authorize the Recreation and Park Commission of the City and County to accept payments by credit cards and automatic teller machine cards for payments that are ten dollars or greater; expiration date December 31, 1991.
(Supervisor Kennedy)

File 97-90-57, Ordinance No.

(Adds Section 10.11-2)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Nelder - 2.

[Lease Amendment]
Ordinance approving seventh amendment to the stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Forty Niners. (Recreation and Park Department)

File 65-90-4.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Nelder - 2.

Monday, December 10, 1990

Adopted

[Government Funding]

Resolution waiving the Statute of Limitations with respect to payment of two certain warrants of the City and County, in the sum totalling \$372.00, a legal obligation of the City and County.
(Controller)

File 23-90-5, Resolution No. 977-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Government Funding]

Resolution waiving the Statute of Limitations with respect to payment of six certain warrants of the City and County, in the sum totalling \$10,697.29, a legal obligation of the City and County.
(Controller)

File 23-90-6, Resolution No. 978-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Acquisition - Noise Easements]

Resolution authorizing acquisition of approximately 83 noise easements in the City of Millbrae for purposes of airport noise mitigation. (Real Estate Department)

File 82-90-10, Resolution No. 985-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Consideration Continued

(Supervisor Maher dissenting in Committee.)

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[Municipalization of PG&E]

Resolution urging the Mayor to include an appropriation of funds in the fiscal year 1991-92 budget for the purpose of funding a feasibility study of the municipalization of Pacific Gas and Electric facilities and services. (Supervisor Hallinan)

File 100-90-14, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Ward, moved to continue consideration to January 7, 1991.

Appointment of President Pro Tempore

At the request of the President, Supervisor Gonzalez, assumed the Chair so the President could participate in the debate from the floor.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisors Hallinan, Hongisto, Walker, Ward - 4.

The President reassumed the Chair.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, Management Information Systems, to apply for, accept and expend a grant of \$520,800 from the State Department of Health Services for an automated Medically Indigent Care Reporting System (MICRS) for the City and County; providing for ratification of action previously taken. (Mayor)

File 146-90-87, Resolution No. 988-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Authorizing Acceptance HHS Grant of \$436,800]

Resolution authorizing the Department of Social Services to apply for a three year grant in the amount of \$436,800, and accept and expend a grant in the amount of \$120,000 for the first year of operation from the Department of Health and Human Services, Maternal and Child Health Bureau for development of case management services to medically fragile and HIV positive infants; providing for ratification of action previously taken. (Supervisor Walker)

Monday, December 10, 1990

File 153-90-6, Resolution No. 989-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[California Academy of Sciences]

Resolution approving the California Academy of Sciences admission fee increases with respect to buildings under its control.
(Supervisor Walker)

File 209-90-2, Resolution No. 992-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Recommendations of City Services Committee

Passed for Second Reading as Amended

[Permit Processing-Asbestos Work Notification]

Ordinance amending Building Code, pertaining to sign posting and affidavits for asbestos related work in apartments and residential hotels and adopting findings. (Supervisor Hsieh)

File 264-88-1, Ordinance No.

(Amends Sections 302(a) and 402.)

Supervisor Hsieh, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Ordinance amending Building Code, pertaining to sign posting and affidavits for asbestos related work in apartments and residential hotels and adopting findings."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

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Absent: Supervisor Nelder - 1.

Passed for Second Reading

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the south side of Harrison Street between Beale and Main Streets and on the east side of Beale Street between Harrison and Bryant Streets, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-2, Ordinance No.

(Adds Sections 1501 and 1502.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the westerly side of New Montgomery Street between Market and Jessie Streets, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-3, Ordinance No.

(Adds Section 1503.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Passed for Second Reading as Amended;

Rescinded; Amended;

Passed for Second Reading as amended

[Video Display Terminals]

Ordinance amending Health Code, requiring employers who employ video display terminal operators to comply with worker safety requirements. (Supervisors Walker, Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Ward)

File 118-90-5, Ordinance No.

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(Adds Article 23 (including Sections 1301 to 1315.)

Supervisor Walker, seconded by Supervisor Alioto, moved to amend page four, line 21, after "business," by inserting "one (1)" and line 22, after "Commerce" by adding "and one (1) nominated by the Small Business Advisory Commission"; amend page 13, line 13, after "Department." by inserting "An employer may file a single application and pay a single application fee for all variances and exemptions that the employer may seek at any one time at any one place of employment."; amend page five, line 20, after "Supervisors" by inserting "and the Health Commission"; amend page five, between lines five and six, by inserting "The initial members of the Committee shall all be appointed by April 1, 1991."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy - 2.

Absent: Supervisor Hongisto - 1.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

In response to Supervisor Hsieh's inquiry regarding preemption by the State, Deputy City Attorney Ted Lakey indicated it depends on how extensive the State regulations might be. The State might allow the City to regulate some portion or the State may want to regulate all. Until the State regulations are available, he cannot advise whether the City will be preempted.

Supervisor Hsieh moved to rerefer to Committee with pending amendment.

Motion lost for want of a second.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend page eight, line five, by inserting "(d) The Advisory Committee shall have the discretion to extend the time to comply up to a maximum of five years if early compliance causes undue hardship to the employer."

In response to Supervisor Walker's inquiry concerning the pending amendment, Mr. Lakey stated the Supervisor is correct in stating the Board cannot delegate such authority to an advisory committee.

There being no objection, Supervisor Hallinan withdrew the amendment.

Supervisor Kennedy, seconded by Supervisor Walker, moved to amend page four, between lines 18 and 19 by inserting, "(4) Review developments concerning VDT laws and regulations by the State of California and the Cal/OSHA and report back to the Board of Supervisors."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

After a period of debate Supervisor Nelder, seconded by Supervisors Alioto and Walker, moved all previous questions.

The Clerk then stated, "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Hongisto - 1.

The roll was called on the pending legislation and it was passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Hongisto, Kennedy - 2.

Adopted

[Permit]

Resolution granting revocable permission to Taldan Investment Company to temporarily occupy a portion of Sacramento Street during

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construction operations at 1130 Sacramento Street (Assessor's Block 222, Lot 10). (Department of Public Works)

File 10-90-6, Resolution No. 976-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

[Moshulu - San Francisco Port]

Resolution supporting the return of the Moshulu to San Francisco, and urging the Mayor to urge the Port Commission to incorporate the concept of berthing the Moshulu at a designated pier suitable for recreational and business meeting activities in the planning activities now underway pursuant to Proposition H, approved by the voters of the City at the November 6, 1990 election; and urging the Mayor to use his good offices to assist in building support for the return of the Moshulu home to San Francisco by (1) forming a technical advisory committee of appropriate departmental personnel to assist in evaluating the proposed berthing, development and maintenance of the Moshulu, and (2) assisting in the dissemination of information to the community about efforts to return the Moshulu to her San Francisco waterfront home. (Supervisors Walker, Alioto)

File 173-90-2, Resolution No. 990-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving tentative map of a proposed 164 unit new residential condominium subdivision located at 639 Geary Street, also known as Geary Courtyard, Lots 21 and 22 in Assessor's Block 318.

File 59-90-1

(Appeal filed August 24, 1990.)

The Clerk stated the Board is in receipt of a communication from the counsel for the appellant indicating all issues have been resolved and therefore withdraws this appeal.

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The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

From the Clerk

Adopted

(Only one of the following two motions should be adopted.)

[Tentative Map]

Motion approving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.1

Supervisor Kennedy, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

No Action Taken

[Tentative Map]

Motion disapproving decision of the Director of Public Works, approving tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard.

File 59-90-1.2

No action was taken on this item.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard for consideration by the Board at its next meeting.

File 59-90-1.3

No action was taken on this motion.

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(See Journal of Proceedings of December 17, 1990; File Number 59-90-1.4.)

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to the report of assessment of costs submitted by the Director of Public Works for gas services, electrical repairs, Pacific Gas and Electric bills and plumbing repairs ordered to be rendered at 2755-57 23rd Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund.

Files 41-90-11, 41-90-11.1, 41-90-11.2, 41-90-11.3

(Total Costs \$18,659.47.)

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for gas services ordered to be rendered at 2755-57 23rd Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-11, Resolution No. 979-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for electrical repairs ordered to be rendered at 2755-57 23rd Street by said Director pursuant to the

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provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-11.1, Resolution No. 980-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for Pacific Gas and Electric Services ordered to be rendered at 2755-57 23rd Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-11.2, Resolution No. 981-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for plumbing repair services ordered to be rendered at 2755-57 23rd Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-11.3, Resolution No. 982-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

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PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

Recess

At the request of President Britt, the Board recessed at the hour of 4:42 p.m. to convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning the following litigations: Stone v. San Francisco (USDC C78-2774) and San Francisco v. The Olympic Club (Superior Court 883-604 and 902-646).

Reconvening of the Board

The Board, at the hour of 5:52 p.m., reconvened.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney concerning pending litigations as provided in the Government Code.

Referred to Committee

[Settlement of Lawsuit]
Ordinance authorizing settlement of San Francisco versus The Olympic Club, et al, upon certain terms and conditions.

File 46-90-21

Supervisor Britt presented. Referred to Administration and Oversight Committee with request it be considered at the December 11, 1990 meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

This resolution was introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require this resolution to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

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Adopted

[Alcatraz Island Project]

Resolution declaring the Board of Supervisors support for staging a production of Ingmar Bergman's "The Seventh Seal" on Alcatraz Island from April through June, 1991. (Supervisors Hsieh, Alioto)

File 197-90-3, Resolution No. 991-90

(December 3, 1990 - Introduced in Board for consideration on
December 10, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Walker - 7.

Absent: Supervisors Gonzalez, Kennedy, Nelder, Ward - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 190-49, Resolution No. 973-90

(Rina Cutler, Executive Director, Parking and Traffic Commission, December 17-28; Leonard Graff, member, Human Rights Commission, November 22-27; Naomi Gray, member, Health Commission, January 3-7, 1991; Frank A. Quinn, member, Fire Commission, December 24-31, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

[Lesbian and Gay Marital Rights]

Resolution endorsing the proposal of the Bar Association of San Francisco and California Bar Association to end discrimination against lesbian couples and gay male couples in marriage law and urging members of the San Francisco Delegation in the California Legislature to enact changes in Civil Code Section 4100 to allow for same sex marriages.

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File 12-90-27

Supervisors Hongisto, Britt, Hallinan, Alioto, Maher, Walker presented for immediate adoption.

Adopted.

[Health Service System Board]

Resolution memorializing his Honor, the Mayor, to urge the Health Service System Board to establish a public record of support for equal eligibility for the partners of lesbian and gay city workers and for the inclusion of a broader definition of dependent child.

File 78-90-2, Resolution No. 975-90

Supervisors Hongisto and Britt presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Walker - 7.

Absent: Supervisors Gonzalez, Kennedy, Nelder, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Debris Box Hours of Service]

Ordinance amending Public Works Code by amending Section 725.5 to require certain hours of service for debris boxes located in residential areas. (Supervisor Kennedy presented.) Referred to City Services Committee.

File 123-90-1

Called from Committee

[Parking Regulation]

Resolution designating "No Parking - Tow Away" zone between 940 and 980 Green Street.

File 19-90-14

Called from Economic and Social Policy Committee by Supervisor Gonzalez with direction to schedule for Board meeting of December 17, 1990.

Referred to Committee

[Parking Regulation]

Resolution requesting the Traffic Engineering Division of the Department of Parking and Traffic to survey the parking conditions on Little Junipero Serra Boulevard and the immediate frontage area and report to the Board of Supervisors its findings and recommendation on establishing four-hour parking on Little Junipero Serra Boulevard. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 19-90-17

[Street Name Change]

Resolution changing the name of Commerce Street to John Maher Street and providing for dual street signing. (Supervisors Maher, Walker, Hsieh, Gonzalez presented.) Referred to City Services Committee with request it be considered at its December 18, 1990 meeting.

File 75-90-4

Requests for Hearings

File 92-90-57, By Supervisor Kennedy: To consider selection of persons to represent the County of San Francisco on the California Council on Partnership (one from the public sector and one from the private sector). Referred to Administration and Oversight Committee.

File 114-90-9, By Supervisor Hsieh: To consider the need to develop a regulatory procedure to require issuance of a clearance prior to reoccupancy of areas where asbestos abatement projects have been performed. Referred to City Services Committee.

File 171-90-2, By Supervisor Kennedy: To consider the timing of the "walk" signal at Van Ness Avenue and Lombard Street. Referred to Economic and Social Policy Committee.

File 206-90-5, By Supervisor Kennedy: To consider the new eligibility criteria for the San Francisco Housing Authority. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that letter be sent to his Honor, the Mayor, inquiring what his response was to a letter dated November 16, 1990 from the District 7 Democratic Club concerning a March 1990 study which found significant soil and groundwater contamination at Candlestick Point Park.

By Supervisor Kennedy, that the City Attorney prepare charter amendment which will require that all leases be reviewed and rental values be appraised by the Real Estate Department, written findings

Monday, December 10, 1990

and recommendations by the Real Estate Department be on file prior to approval of a lease, centralized monitoring of leases by the Real Estate Department and standardized leasing forms approved by the Director of Real Estate and the City Attorney be used.

By Supervisor Kennedy, that letter be sent to the City Attorney inquiring why the three supervisors who were disqualified from voting on condominium legislation in 1990 were allowed to vote on condominium legislation in 1989 (Ordinances 426-89 and 400-89).

By Supervisor Walker, that City Attorney prepare appropriate legislation which would restructure the Small Business Advisory Commission along the lines of recently adopted legislation which restructured the Commission on the Status of Women.

By Supervisor Walker, that letter of inquiry be sent to Health Service System Board to determine whether there is a marital status distinction made in approving or denying payments for infertility diagnosis and treatment of female City employees.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

D. J. Catalano (Supervisor Britt)
Robert Cramer (Supervisors Kennedy, Hongisto, Britt)
Evelyn Hampton (Supervisors Kennedy, Ward)
Monique Cauley Pickenpack (Supervisor Kennedy)
Alvin Nurse (Supervisor Kennedy)
T. L. Williams (Supervisor Kennedy)
Gloria Fisher Duke (Supervisor Kennedy)

File 2-90-49

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:53 p.m. adjourned.

John L. Taylor, Clerk

Monday, December 10, 1990

N.B.

This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 26, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 50

Monday, December 17, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 17, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hsieh, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Hallinan, Hongisto, Maher, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:12 p.m.

Supervisor Hallinan was noted present at 2:11 p.m.

Supervisor Hongisto was noted present at 2:11 p.m.

Supervisor Maher was noted present at 2:12 p.m.

Supervisor Ward was noted present at 2:18 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Monday, June 18, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Alioto, Maher, Ward - 3.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Gonzalez requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Lease Amendment]

Ordinance approving seventh amendment to the stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Forty Niners. (Recreation and Park Department)

File 65-90-4.1, Ordinance No. 400-90

Supervisor Gonzalez Excused From Voting

On advice of the City Attorney, Supervisor Gonzalez requested to be excused from voting because of possible conflict of interest.

Thereupon, Supervisor Walker, seconded by Supervisor Hongisto, moved to excuse Supervisor Gonzalez from voting.

Motion to excuse Supervisor Gonzalez from voting adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hsieh, Maher, Nelder - 3.

The roll was called on the pending ordinance and it was finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Walker, Ward - 7.

Excused: Supervisor Gonzalez - 1.

Absent: Supervisors Hsieh, Maher, Nelder - 3.

Severed from Consent Calendar

Supervisor Hongisto requested that the following measure be severed from the Consent Calendar and considered separately.

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Recommendation of Administration and Oversight Committee

Consideration Continued; Rescinded;
Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of San Francisco versus the Olympic Club, et al., upon certain terms and conditions. (Supervisor Britt)

File 46-90-21, Ordinance No.

(Superior Court Nos. 883-604 and 902-646.)

Supervisor Gonzalez, seconded by Supervisor Kennedy, moved to continue consideration to January 7, 1991 and that City Attorney submit documentation relative to independent appraisal used in connection with this settlement.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hsieh, Maher, Nelder - 3.

Motion to Rescind

Supervisor Walker, seconded by Supervisor Kennedy, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

After a brief period of discussion, there being no objection, Supervisor Gonzalez withdrew his motion to continue.

The roll was then called on the pending ordinance and it was passed for second reading by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Walker, Ward - 6.

Noes: Supervisors Alioto, Gonzalez, Hongisto - 3.

Absent: Supervisors Maher, Nelder - 2.

Recess

At the request of President Britt, the Board recessed at the hour of 4:51 p.m. to convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning litigation involving the City and County of San Francisco versus The Olympic Club, Superior Court Nos. 883-604 and 902-646.

Reconvening of the Board

The Board, at the hour of 5:26 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noted absent:

Supervisors Hsieh, Maher, Nelder - 3.

Quorum present.

Supervisor Hsieh was noted present at 5:27 p.m.

Supervisor Maher excused. (See infra.)

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney concerning pending litigation as provided in the Government Code.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Credit Cards and Automatic Teller Cards]
Ordinance amending Administrative Code, to authorize the Recreation and Park Commission of the City and County to accept payments by credit cards and automatic teller machine cards for payments that are ten dollars or greater; expiration date December 31, 1991.
(Supervisor Kennedy)

Monday, December 17, 1990

File 97-90-57, Ordinance No. 402-90

(Adds Section 10.11-2)

Finally passed.

Recommendations of City Services Committee

Finally Passed

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the south side of Harrison Street between Beale and Main Streets and on the east side of Beale Street between Harrison and Bryant Streets, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-2, Ordinance No. 388-90

(Adds Sections 1501 and 1502.)

Finally passed.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the westerly side of New Montgomery Street between Market and Jessie Streets, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-3, Ordinance No. 399-90

(Adds Section 1503.)

Finally passed.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Leroy Francis Garrity against Carolyn M. Luksich, City and County by payment of \$50,000. (City Attorney)

File 45-90-54, Ordinance No.

(Superior Court No. 879-991.)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Laura Helm against the City and County by payment of \$35,000. (City Attorney)

File 45-90-55, Ordinance No.

(Superior Court No. 915-171.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Rolando Hernandez against the City and County by payment of \$8,000. (City Attorney).

File 45-90-56, Ordinance No.

(Municipal Court No. 036-708.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Kevin Carroll against the City and County by payment of \$8,500. (City Attorney)

File 45-90-57, Ordinance No.

(Superior Court No. 852-343.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Walter A. Young against the City and County by payment of \$121,500. (City Attorney)

File 45-90-58, Ordinance No.

(Superior Court No. 818-111.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of William Cochran versus Joanne Goettsche, et al., upon receipt of the sum of \$50,000; and dismissal of complaint. (City Attorney)

File 46-90-18, Ordinance No.

(Superior Court No. 916-966.)

Passed for second reading.

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[Settlement of Lawsuit]

Ordinance authorizing settlement of Daniel C. Knight versus Homer J. Olsen, Inc., et al., upon receipt of the sum of \$6,342.14 and release of lien. (City Attorney)

File 46-90-19, Ordinance No.

(Superior Court No. 870-238.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of the City and County versus Ibrahim Atieh, et al., upon receipt of the sum of \$7,500; and dismissal of complaint. (City Attorney)

File 46-90-20, Ordinance No.

(Municipal Court No. 047-618.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of DeAndre Milliard Forks by payment of \$8,800. (City Attorney)

File 48-90-25, Resolution No. 993-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 0636 Division Chief, Superior Court, in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-14, Resolution No. 1003-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 0590 Court Assistant Senior in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-15, Resolution No. 1004-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Alioto, Maher, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Adopted

[Findings]

Motion adopting findings relating to tentative map of proposed subdivision of Lots 21 and 22 in Assessor's Block 318 of property located at 639 Geary Street, also known as Geary Courtyard. (Clerk of the Board)

File 59-90-1.4

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Alioto, Maher, Ward - 3.

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$77,697, Board of Supervisors, for membership dues; subject of previous budgetary denial. (Controller)

File 101-90-26, Ordinance No. 403-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Alioto, Maher, Ward - 3.

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[Grant Applications]

Ordinance amending Administrative Code, to amend the procedure used by the Board of Supervisors in considering and approving applications for grants by City officers, employees, boards or commissions. (Supervisor Walker)

File 97-90-56, Ordinance No. 401-90

(Amends Sections 10.170, 10.170-2 and 10.170-4.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Alioto, Maher, Ward - 3.

Recommendation of Economic and Social Policy Committee

Consideration Continued

(Supervisor Ward dissenting in Committee.)

(Supervisors Alioto and Hongisto excused from voting;
See Journal of Proceedings of October 15, 1990.)

[Condominium Conversions]

Ordinance amending the Subdivision Code, to create the tenant home ownership opportunity program of 1990, to exempt from the conversion limitations of Section 1396 for the period from the effective date of this ordinance through December 1992 the conversion of 1000 units in apartment complexes of 25 to 200 units where two-thirds of the tenants agree to the conversion, making findings with respect to the exemption, and amending the Administrative Code to provide that a landlord may not evict tenants from units converted to condominiums under Subdivision Code Section 1396B on the grounds that the landlord or a relative desires to occupy the unit. (Supervisors Kennedy, Hsieh, Gonzalez, Maher)

File 126-90-1, Ordinance No.

(Amends Administrative Code Section 37.9;
Amends Subdivision Code Section 1396;
Adds Subdivision Code Section 1396B.)

(Categorically exempt from environmental review)

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to January 7, 1991.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hsieh, Kennedy, Maher, Walker - 6.

Noes: Supervisor Nelder - 1.

Excused: Supervisors Alioto, Hongisto - 2.

Absent: Supervisors Hallinan, Ward - 2.

Request Granted

Supervisor Kennedy requested City Attorney to provide response in writing concerning conflict of interests ruling for Supervisors Alioto, Hallinan and Hongisto.

No objection and request granted.

Recommendations of City Services Committee

Finally Passed

[Permit Processing-Asbestos Work Notification]
Ordinance amending Building Code, pertaining to sign posting and affidavits for asbestos related work in apartments and residential hotels and adopting findings. (Supervisor Hsieh)

File 264-88-1, Ordinance No. 404-90

(Amends Sections 302(a) and 402.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Video Display Terminals]
Ordinance amending Health Code, requiring employers who employ video display terminal operators to comply with worker safety requirements. (Supervisors Walker, Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Ward)

File 118-90-5, Ordinance No. 405-90

(Adds Article 23 (including Sections 1301 to 1315.)

Supervisor Ward, seconded by Supervisor Maher, moved the following amendments to read:

Page five, Sec. 1304(a) Within ((twenty-four)) twelve months of the effective date of this ordinance, every employer when purchasing VDT workstations or equipment shall provide an operator...;

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Page eight, Sec. 1305 Alternative Work (a) delete lines 9-11 ((in which case the employer shall provide a written explanation to each VDT operator of why no alternative work can be practicably provided.));

Page ten, add, Sec. 1306 "(c) Replacement of existing equipment and workstations. Within two years of the effective date of this ordinance the advisory committee shall prepare a report to the Board of Supervisors recommending legislation establishing a time line for employer replacement of existing equipment in accordance with the standards set forth in Section 1304(a).".

After a period of debate, Supervisor Ward withdrew her motion to amend.

Thereupon, Supervisor Maher, seconded by Supervisor Kennedy, moved the same amendments to Sections 1304a, 1305a and 1306.

Supervisor Alioto, seconded by Supervisors Gonzalez and Nelder, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisors Hongisto, Maher - 2.

The roll was called on the pending amendment and it was refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Hsieh, Kennedy, Maher - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Nelder, Walker, Ward - 6.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Nelder, Walker, Ward - 7.

Noes: Supervisors Hongisto, Hsieh, Kennedy, Maher - 4.

NEW BUSINESS

From Finance Committee Without Recommendation

Adopted

[Grant - Federal]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services to apply for a grant up to the amount of \$11,000,000 per year for three years from the United States Department of Health and Human Services, Office of Treatment Improvement for a drug treatment and research grant demonstration project through the creation of a treatment campus; providing for ratification of action previously taken. (Mayor)

File 146-90-89, Resolution No. 1016-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Health Coverage for Former Supervisors]

Ordinance amending Administrative Code, to permit health coverage for former Supervisors, provided that they pay the full cost of such coverage. (Supervisor Britt)

File 97-90-48, Ordinance No.

(Adds Section 16.906.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Ratifying Civil Service Rule 22 Amendment]

Ordinance amending Administrative Code, by providing for the ratification of an amendment to Civil Service Rule 22, Leaves of Absence, expanding the persons for whom bereavement leave may be taken; and redefining the term "child". (Civil Service Commission)

File 97-90-60, Ordinance No.

(Amends Section 16.17.)

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Adopted

[Appointments]

Resolution submitting names of applicants for consideration of appointment by the Mayor to the Advisory Council to the Mayor's Office of Child Care. (Administration and Oversight Committee)

File 92-89-11.3, Resolution No. 1005-90

(Terri J. Echelbarger;
Verna Clark.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Appointments]

Resolution appointing members to the Drug Abuse Advisory Board, terms expired, for three year terms ending October 1, 1993. (Administration and Oversight Committee)

File 92-90-33.2, Resolution No. 1006-90

(James Carter, public, vice Robert Schmidt;
Carnella Gordon Brown, public, vice Jerry De Jong.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Appointments]

Resolution appointing members to the Delinquency Prevention Commission, terms expiring December 31, 1990, for the four-year terms ending December 31, 1994. (Administration and Oversight Committee)

File 92-90-38, Resolution No. 1007-90

(Pauline Chu, vice herself;
Carmen Trasvina, vice herself;

James Haskell Mayo, vice himself;
Enola Maxwell, vice herself;
Arthur Walker, vice himself;
Jeff Corino, vice Clara Sanchez.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Appointments]

Resolution appointing members to the Mental Health Advisory Board, terms expiring January 31, 1991, for three-year terms ending January 31, 1994. (Administration and Oversight Committee)

File 92-90-41, Resolution No. 1008-90

(Lucille Ramstetter, public interest, vice herself;
Mary Gullekson, health profession, vice herself;
Linda Chafetz, registered nurse, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Appointments]

Resolution appointing members to the Bicycle Advisory Committee. (Administration and Oversight Committee)

File 92-90-50, Resolution No. 1009-90

(Clay Mankin, bicycle industry;
David Marshall, environmental;
Ruth Gravanis, environmental;
Jerry Walker, bicycle organization;
Merylee Smith Bingham, bicycle organization;
Darryl Skrabak, bicycle organization;
David Macpherson, at large;
Maria Raquel Morales, at large;
Albert Glenn, at large;
Jon Poschman, at large;
Marilyn Hope Smulyan, at large.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Monday, December 17, 1990

[Appointment]

Resolution appointing member to the Mental Health Advisory Board, term expiring January 31, 1991, for the three-year term ending January 31, 1994. (Administration and Oversight Committee)

File 92-90-51, Resolution No. 1010-90

(Phyllis Denise Spanglet, consumer, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

[Appointment]

Resolution appointing member to the Metropolitan Transportation Commission, term expiring February 10, 1991, for the four-year term ending February 10, 1995. (Administration and Oversight Committee)

File 92-90-56, Resolution No. 1011-90

(Supervisor Harry G. Britt, vice himself.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair.

Supervisor Britt Excused from Voting

Because this is a compensated position, Supervisor Britt requested to be excused from voting.

Supervisor Hongisto, seconded by Supervisor Maher, moved to excuse Supervisor Britt from voting.

Motion to excuse Supervisor Britt from voting adopted by the following vote.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

The roll was then called on the pending resolution and it was adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 6.

Excused: Supervisor Britt - 1.

Absent: Supervisors Alioto, Hsieh, Kennedy, Nelder - 4.

The President reassumed the Chair.

[Salary and Wage]

Resolution fixing highest generally prevailing wage rates, private employment on public contracts. (Civil Service Commission)

File 106-90-4, Resolution No. 1014-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Called out of Economic and Social Policy Committee
by Supervisor Gonzalez

Adopted

[Parking Regulations]

Resolution designating "No Parking - Tow Away" zone between 940 and 980 Green Street. (Supervisor Gonzalez)

File 19-90-14, Resolution No. 997-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

COMMITTEE REPORTS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$671,399 for travel, training, membership dues, entertainment and promotion, rescinding \$19,597 from permanent salaries - uniform and \$18,617 from mandatory fringe benefits, Fire Department, \$3,445 from materials and supplies \$20,130 from equipment purchase and \$13,800 from data processing/word processing equipment, Public Library and \$121,460 from interdepartmental

recovery, Purchasing, and Controller-ISD, various departments for fiscal year 1990-91; subject of previous budgetary denial. (Controller)

File 101-90-30, Ordinance No.

Supervisor Walker presented as recommendation of Finance Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Government Funding]

Ordinance appropriating \$24,766, Chief Administrative Officer, for professional and special services, other services, material and supplies, services of other departments - Tax Collector, services of other departments - Reproduction and services of other departments - City Mail Services; placing on reserve \$1,000 pending ELPSC approval as recommended by the Mayor's Office. (Controller)

File 101-90-33, Ordinance No.

Supervisor Walker presented as recommendation of Finance Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Government Funding]

Ordinance appropriating \$658,386, Water Department, for temporary salaries, overtime, related mandatory fringe benefits, data processing/word processing professional services, vehicle rental, travel, postage, printing, other current services, forms, plumbing supplies, payment to other governments and services of other departments - miscellaneous departments, placing on reserve \$272,106 as recommended by the Mayor's Office. (Controller)

File 101-90-34, Ordinance No.

Supervisor Walker presented as recommendation of Finance Committee.

Monday, December 17, 1990

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Adopted

[Emergency Work]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer at School Alley, to 108 feet westerly. (Department of Public Works)

File 28-90-21, Resolution No. 998-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[New Sublease of Real Property]

Resolution authorizing a new sublease of real property at 1170 Market Street for the Human Rights Commission and Commission on the Status of Women. (Real Estate Department)

File 64-90-42, Resolution No. 1000-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Lease of Real Property]

Resolution authorizing lease of real property at 524 Golden Gate Avenue for the Department of Public Works, Bureau of Building Inspection Mechanical Inspection Program. (Real Estate Department)

File 64-90-43, Resolution No. 1001-90

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Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Lease of Real Property]

Resolution authorizing lease of real property at 1235 Mission Street for the Department of Social Services. (Real Estate Department)

File 64-90-44, Resolution No. 1002-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Grant - State Funds]

Resolution authorizing the Juvenile Probation Department to apply for funds in the amount of approximately \$1,970,838 and any additional funds which may become available in the future from the Department of the Youth Authority, State of California, to eliminate health and safety hazards at the Youth Guidance Center pursuant to the County Correctional Facility Capital Expenditure and Youth Facility Bond Act of 1988; providing for ratification of action previously taken. (Supervisor Walker)

File 141-90-1, Resolution No. 1015-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Public Safety Improvement Bonds]

Resolution providing for the issuance of \$332,400,000 principal amount of City and County of San Francisco Public Safety Improvement Bonds, and \$23,000,000 principal amount of bonds of an initial series thereof; authorizing the execution of said bonds; and providing for the levy of a tax to pay the principal and interest thereof. (City Attorney)

File 170-90-12, Resolution No. 1017-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Correctional Facilities Improvement Bonds]

Resolution providing for the issuance of \$16,500,000 aggregate principal amount of City and County of San Francisco Correctional Facilities Improvement Bonds in a single series designated as the City and County of San Francisco General Obligation Bonds, Series 1991C (Correctional Facilities Improvement Project); authorizing the execution, authentication and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof; and providing for the establishment of funds thereto. (City Attorney)

File 170-90-13, Resolution No. 1018-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[General Obligation Bonds]

Resolution authorizing and directing the sale of City and County of San Francisco \$88,900,000 principal amount of General Obligation Bonds, Series 1991A (various purpose projects), \$15,200,000 (Fire Protection System Improvement Bonds, Series 1991B), and \$16,500,000 principal amount of General Obligation Bonds, Series 1991C (Correctional Facilities Improvement Project); prescribing the terms and form of said bonds; approving forms of official notice of sale of bonds and notice of intention to sell bonds; directing the publication of notice of sale and notice of intention to sell bonds; approving the official statement relating thereto; consenting to

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submission of bids by financing consultants; and authorizing the execution of necessary documents. (City Attorney)

File 170-90-14, Resolution No. 1019-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Consideration Continued

[Marine Terminal Agreement]

Resolution approving second amendment to Marine Terminal Agreement between Nedlloyd Lines and the City and County. (Port Commission)

File 172-90-25.1, Resolution No.

Supervisor Walker presented as recommendation of Finance Committee.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to January 7, 1991.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hsieh, Maher, Nelder - 3.

Adopted

[Lease of Real Property]

Resolution authorizing three new leases for parking lots located in the vicinity of Sixth and Harrison Streets described as SF-80-21, SF-80-22 and SF-80-23 for the Police and Sheriff Departments. (Real Estate Department)

File 64-90-16.2, Resolution No. 999-90

Supervisor Walker presented as recommendation of Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

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Adopted as Amended

[Planning Process]

Resolution structuring the Expanded Planning Advisory Group within the Department of Public Health and partial release of reserves budgeted for Department of Mental Health, Substance Abuse and Forensic Services.

File 100-90-1.7, Resolution No. 1012-90

Supervisor Walker presented as recommendation of Finance Committee.

Supervisor Walker, seconded by Supervisor Ward, moved that the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Supervisor Walker, seconded by Supervisor Gonzalez, moved to amend page four, line six, after "that" by inserting "open, stakeholders" and amend page four, line eleven, after "report" by inserting "from this planning group which represents the views of all parties".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Adopted

[Release of Reserved Funds]

Resolution authorizing the Controller to release \$380,229, for the Sheriff, for contractual services, City Attorney services, rental and construction upgrade of Caltrans parking lots, Real Estate Department service fee, costs for the Bureau of Engineering and for rent and construction work on parking lots.

File 101-89-33.3, Resolution No. 1013-90

Supervisor Walker presented as recommendation of Finance Committee.

Supervisor Walker, seconded by Supervisor Ward, moved that the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of appeal from the decision of the Director of Public Works, approving parcel map of 190 Graystone Terrace, for a subdivision of one lot into four lots in Assessor's Block 2719B, Lot 57 in an RH-2 (House, Two-Family) District.

File 59-90-2

(Appeal filed November 30, 1990.)

The Clerk noted for the record that he received this morning a letter from Michele and Cordelia Kuster asking that this matter be continued to January 7, 1991; and, if this is not possible, the reasons for their objections be read.

The Clerk also noted that while the appellants withdrew their appeal, it is customary practice of this Board, based on opinion of the City Attorney, that this hearing be conducted because one allows that someone could have filed an appeal leaving neighbors to believe an appeal has been filed.

The following persons were granted privilege of the floor:

Appellants:

Ramona Albright.

Respondents:

Michael Pecherer, owner;

Bruce Spikell, owner.

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From the Clerk

Adopted

(Only one of the following two motions should be adopted.)

[Subdivision]

Motion approving decision of the Director of Public Works, approving parcel map of proposed subdivision of one lot into four lots of property located at 190 Graystone Terrace in Assessor's Block 2719B, Lot 57.

File 59-90-2.1

Supervisor Maher, seconded by Supervisor Hallinan moved to adopt motion approving decision of the Director of Public Works.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker, Ward - 7.

Noes: Supervisor Hongisto - 1.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Tabled

[Subdivision]

Motion disapproving decision of the Director of Public Works, approving parcel map of proposed subdivision of one lot into four lots of property located at 190 Graystone Terrace in Assessor's Block 2719B, Lot 57.

File 59-90-2.2

Supervisor Walker, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

Adopted

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to parcel map of proposed subdivision of one lot into four lots in Assessor's Block 2719B, Lot 57 of property located at 190 Graystone Terrace, for consideration by the Board at its next meeting.

File 59-90-2.3

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Absent: Supervisors Hsieh, Kennedy, Nelder - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

John O'Brien.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-50, Resolution No. 994-90

(Anne Halsted, member, Port, December 16 - 17, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the Calendar.)

Adopted

[Proclamation]

Resolution urging the Mayor to declare January 22 to January 26, 1991 as Mozart Week.

File 4-90-40, Resolution No. 995-90

Supervisor Alioto presented for immediate adoption.

Adopted.

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[War in the Middle East]

Resolution urging the United Nations to oversee the withdrawal of military forces from the Middle East, oppose and condemn aggression in all forms and to convene a peace conference to deal with the complex economic and political problems in the Middle East.

File 13-90-17, Resolution No. 996-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Walker - 6.

Absent: Supervisors Gonzalez, Hongisto, Maher, Nelder, Ward - 5.

Supervisor Maher Excused

President Britt announced he had excused Supervisor Maher from the remainder of the meeting.

Recess

At the request of President Britt, the Board recessed at the hour of 3:17 p.m. to convene in closed session pursuant to Government Code Section 54956.8 to meet with the City Attorney to discuss the status of negotiations for the proposed purchase of real property for a proposed transit right-of-way in the San Francisco-San Jose Corridor by the Joint Powers Board for the Peninsula Corridor Transportation Study. The meeting will be with Jim Gallagher who represents the negotiators for the Joint Powers Board for the Peninsula Corridor Transportation Study.

Reconvening of the Board

The Board, at the hour of 3:50 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hsieh, Kennedy, Walker, Ward - 6.

Noted absent:

Supervisors Alioto, Gonzalez, Hongisto, Maher, Nelder - 5

Quorum present.

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Supervisor Alioto was noted present at 3:56 p.m.

Supervisor Gonzalez was noted present at 3:51 p.m.

Supervisor Hongisto was noted present at 3:51 p.m.

Supervisor Maher was noted present at 3:51 p.m.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney pursuant to Government Code Section 54956.8 to discuss the status of negotiations for the proposed purchase of real property for a proposed transit right-of-way in the San Francisco-San Jose Corridor.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Video Display Terminal]

Draft ordinance amending Health Code by adding Section 1306.1 concerning Advisory Committee Report On Economic Hardships Variances. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 118-90-5.1

[Video Display Terminal]

Draft ordinance amending Health Code by amending Section 1304(c) to insert the word "repetitive" keyboard motions. (Supervisor Walker presented.) Referred to City Services Committee.

File 118-90-5.2

Referred to Board

[Appointment]

Resolution appointing Supervisor Tom Hsieh to the Association of Bay Area Governments Executive Board vice Supervisor Nancy G. Walker, term expired, for two-year term ending June 30, 1992. (Supervisor Britt presented.) Referred to Board January 7, 1991 Immediate Adoption Calendar.

File 92-90-59

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[Telephone Services]

Resolution requesting the Chief Administrative Officer of the City and County to examine alternatives for providing long distance telephone services for City offices and agencies. (Supervisor Gonzalez presented.) Referred to Board January 7, 1991 Immediate Adoption Calendar.

File 269-90-1

Requests for Hearings

File 118-90-5.3, By Supervisors Ward, Gonzalez, Maher, Hallinan, Hsieh, Hongisto, Alioto, Kennedy: To consider amending Health Code by amending Sections 1304(a), 1305 and 1306 relating to purchase of video display terminal workstations or equipment, alternative work and report on establishing a time line for employer replacement of existing equipment. Referred to City Services Committee.

File 121-90-10, By Supervisor Hongisto: To consider feasibility of permitting card rooms in San Francisco. Referred to City Services Committee.

File 170-90-14.1, By Supervisors Britt and Ward: To consider awarding bonds and fixing definitive interest rates for \$120,600,000 aggregate principal amount of General Obligation Bonds, consisting of \$88,900,000 principal amount of City and County of San Francisco General Obligation Bonds, Series 1991A (Various Purpose Projects); \$15,200,000 principal amount of City and County of San Francisco Fire Protection System Improvement Bonds, Series 1991B; and \$16,500,000 principal amount of City and County of San Francisco General Obligation Bonds, Series 1991C (Correctional Facilities Improvement Project). Referred to Board January 9, 1991 Special Meeting at 1:30 p.m.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that City Attorney prepare legislation establishing a Victims of Violence Interdepartmental Task Force under the auspices of the Board of Supervisors, with the Victim Services Advisory Committee used to implement the task force recommendations.

By Supervisor Gonzalez, that letter be sent to the Director of Public Works transmitting copy of correspondence regarding delivery and pickup of debris box in residential areas as expressed by the Laurel Heights Improvement Association and that he contact the General Manager, Sunset Debris Box Service requesting their investigation and report.

By Supervisor Hongisto, that City Attorney prepare appropriate legislation which would permit establishment of card rooms in San Francisco.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Virginia Eubanks (Supervisor Ward)
Oscar Bridges (Supervisor Ward)
Josephine Thomas (Supervisor Kennedy)

File 2-90-50

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:03 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on September 16, 1991.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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